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Local Govt.

CITY COUNCIL MEETING NO. 10

The Regular Meeting of City Council Will Be Held in the Council Chamber at City Hall on Monday, April 12, 1976, at 8:00 P.M.

ROLL CALL

TABLING OF DOCUMENTS

(4) *Annual Report and Review 1974-1975*, by Ministry of Regional Economic Expansion.

MINUTES

That the Minutes of City Council Meetings No. 6, 7, 8 and 9, held March 8, 13, 22 and 26, 1976, be adopted as printed.

COMMUNICATIONS

To Be Filed

(216) Copy of the minutes of a meeting of the Executive of the Cataraqui Region Conservation Authority, held March 18, 1976, notifying, among other things, that approval has been given to the Organizing Committee of the 1976 Olympic Games for use of the West Street Boat Ramp as a base for handling spectators for the period just prior to July 19th to the end of July 1976.

(217) Copy of News Release by The Honourable Marcel Lessard, Federal Minister of Regional Economic Expansion, and Darcy McKeough, Treasurer of Ontario, that a subsidiary agreement under the General Development Agreement has been signed which will provide assistance in financing service utilities at industrial sites in key urban centres in northeastern Ontario.

(218) Copy of a letter to Mr. J.K. Tattersall, Vice-President, R.P.A. Consultants Limited, from Mr. C.W. Jones, Director General Yachting, C.O.J.O., Kingston, enclosing a cheque in the amount of $2,906.35, being settlement of a claim over damaged roof patio panels, asking that R.P.A. Consultants Limited arrange to have the equivalent sum credited to their capital construction account which is under the jurisdiction of the City.

(219) From Mr. T.E. Armstrong, Q.C., Deputy Minister of Labour, confirming that the differences between the City and Local 141, C.U.P.E., concerning the terms of a collective agreement have been settled.

(220) From The Honourable Harry Parrott, D.D.S., Minister of Colleges and Universities, acknowledging receipt of the City's letter concerning designation of provincial buildings, and notifying that the letter has been referred to The Honourable Robert Welch, who as Minister of Culture and Recreation, is now responsible for The Ontario Heritage Act.

(221) Copy of a letter to Mr. W.B. Dalton, Director Sailing Services, C.O.J.O., Kingston, from Mr. John A. Parker, Secretary-Treasurer, Cataraqui Region Conservation Authority, notifying that the Executive Committee of the Authority has approved the use of the West Street Boat Ramp as a base of operations for handling spectators.

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COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(222) Copy of a News Release by the Ministry of State and Urban Affairs, Canada, made in Ottawa, March 5, 1976, concerning *Tri-Level Approach to Winnipeg Urban Strategy*, notifying that the federal, provincial and city governments will share financially and technically in the review of the Winnipeg Development Plan, in the development of urban policies, and in the formulation of an urban development strategy for the Winnipeg area.

(223) From Mr. A.A. Ward, Director, Municipal Transportation Branch, Ministry of Transportation and Communications, notifying of the approval of a 1975 subsidy allocation in the amount of $4,175.00 for Transit Operating Deficit for the City of Kingston, which brings the City's total Operating Deficit Subsidy Allocation for 1975 to $337,175.00.

(224) Copy of booklet *Great Lakes Focus on Water Quality* published by the International Joint Commission, dated Summer, 1975, concerning *The Great Lakes-Progress in 1974.*

(225) Copy of *Environment Ontario - LEGACY* dated March/April, 1976, published by the Ministry of the Environment, reporting, among other things, on the restructuring of the Ministry of the Environment which was announced in late January.

(226) Copy of *URBAN FOCUS, Urban Government and Management in the Canadian Federal System,* dated December, 1975, published jointly by the Institute of Local Government and the Institute of Intergovernmental Relations of Queen's University, Kingston.

(227) From W.A. Gray, Director, Realty Services Branch, Ministry of Government Services, notifying that the City's Offer to Sell in regard to Part Lots 1, 2, 3, 4, 5, Plan 13R1520 and Part Lot 2, Plan 13R547, in the amount of $160,000.00 is approved and accepted, subject to Management Board approval and obtaining the necessary Order-in-Council, and that the title of the property will be in the name of Ontario Housing Corporation. (Bagot-Rideau Street Senior Citizens Housing.)

(228) Copies of *Background* dated March 12th, 19th and 26th, 1976, from The Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(229) From Pamela Wing, Assistant Corporate Secretary, Ontario Housing Corporation, acknowledging receipt of the City's letter requesting the Corporation to provide rental housing accommodation on a geared-to-income basis, and notifying that the request has been forwarded to the appropriate officials for attention.(R.32(12)76)

(230) From the Cataraqui Region Conservation Authority notifying of the approval of the City's fill permit to place rock and earth fill for a width of approximately 40' along the southerly side of Bath Road for the Bath Road widening and bridge construction.

(231) From G. Keith Bain, Director, Local Planning Policy Branch, Ontario Ministry of Housing, notifying that the question of fees charged for zoning by-laws and official plan amendments by municipalities has been under consideration for some time, and it is considered better to wait until an overall policy is determined before taking action, due partly to the current financial situation and because of studies being carried out on the subject.

(232) Copy of booklet *Great Lakes Focus on Water Quality* published by the International Joint Commission, dated Winter, 1976, concerning *PCB'S - A Review* (polychlorinated biphenyls).

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(233) From N.R. Beckett, Principal, Capreol High School, Capreol, Ontario, thanking Council for the civic reception held recently for the Girls' Curling Teams in the O.F.S.A.A.

(234) From J.K. Macdonald, Director, Children's Services Branch, Ontario Ministry of Community and Social Services, notifying that the 5% increase in their regular monthly payments to Children's Aid Societies is effective April 1, 1976, and that the April cheque will include a retroactive adjustment of 5% for January - March, 1976.

(235) From Mr. G.G. Muirhead, Secretary-Treasurer, Kingston Area Planning Board, notifying that Mr. W. Westlake was elected Vice-Chairman of the Kingston Area Planning Board at their Meeting held April 1st.

(236) Copy of Special Budget Tax Bulletin dated April, 1976, from the Ministry of Revenue concerning retail sales tax and changes thereto as a result of the Ontario Budget of April, 1976.

Which Has Been Referred to the City of Kingston Planning Board

(237) From Headway Corporation Limited requesting a Zone Change from B1 - 65 to B1 to permit revision of specific condition of (2) buildings on site to (3) buildings located on Compton Street.

(238) From D.L. Hardtman, Q.C., City Solicitor, notifying that Hearings for the City's applications to the Ontario Municipal Board for approval of By-Law No. 8426 (Zone Change - Montreal Street and Highway 401) and By-Law No. 8455 (Zone Change - Northwest Corner Sutherland Drive and Montreal Street) were commenced February 11, 1976, and continued March 15th and 16th, 1976, before Mr. S. Speigel, Ontario Municipal Board Panel Chairman, and that the Board's decision was reserved.

(239) From Mr. D.R. McCann, on behalf of Mary Nesbitt, submitting an Official Plan Amendment Application, which was deemed necessary in addition to the Zone Change application submitted to Council on March 22, 1976, to permit the construction of a six-plex apartment building on the vacant land at 386 Johnson Street.

To Be Referred to the Housing Sub-Committee

(240) Copy of Remarks by the Honourable Barney Danson, Minister of State for Urban Affairs, made to the Atlantic Chapter of the Young Presidents Organization in Halifax, Nova Scotia, on March 24, 1976.

To Be Referred to the Public Works Committee

(241) From T.W. Murphy, P.Eng., District Municipal Engineer, Ministry of Transportation and Communications, notifying that consideration of the City's petition for supplementary subsidy in the amount of $83,300.00 has been deferred, due to constraints on Provincial budgets which make the granting of subsidy for deferable projects unlikely, until such time as budgetary pressures ease.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Transportation Committee

(242) From Sands, Pattenden, Gay & Kemp, Barristers and Solicitors for the Kingston Flying Club, concerning the application to the City to permit variation of the existing lease to permit subletting of space to non-aviation type tenants, indicating that in their opinion a letter from Mr. Stevens, Industrial Commission, suggests that the City would prefer to deal directly with Mr. Heron and Mr. Broders which they deem to be interference on the part of the City between arrangements between the Flying Club and Mr. Broders, and asking that their opinion be brought to the attention to the appropriate Committee.

To Be Referred to the Community Centre Board

(243) From Thorne Riddel & Co., Chartered Accountants, enclosing copies of the audit report and financial statements for the Kingston Community Memorial Health and Recreation Centre for the year ended December 31, 1975, and notifying that copies of the reports have been forwarded to the Ministry of Treasury, Economics and Intergovernmental Affairs, as required.

To Be Referred to the Finance and Accounts Committee

(244) From the Canadian Federation of Mayors and Municipalities notifying that the 39th Annual Conference of the CFMM will be held in Vancouver, British Columbia, June 15 to June 18, 1976, enclosing pre-conference registration forms and preliminary program and conference information.

Which Has Been Referred to the Finance and Accounts Committee

(245) From Mr. D.G. Dennis, Assistant Manager, Central Mortgage and Housing Corporation, Kingston Office, confirming amendments in the City's original Agency Agreement dated May 12, 1975, asking that the City arrange to have their letter "executed" and thereby amend the agreement to reflect the revisions in the maximum amount of forgiveable loans under R.R.A.P.

To Be Referred to Public Works Committee and Parks and Recreation Committee

(246) From Mrs. Cleo Roblin, President, Portsmouth Villagers, objecting to the erection of any buildings in Portsmouth Park, including the Dome suggested by the Provincial Government, suggesting an alternate location of Garrigan Park.

BUDGET

(1) That Council resolve itself into a Committee of the Whole to consider the 1976 Budget by Departments with Mayor Speal in the Chair.

* * *

(2) That Council rise from the Committee of the Whole and the Chairman report that the 1976 Budget was considered and that there were no changes made.

- (OR, ALTERNATIVELY) -

That Council rise from the Committee of the Whole and the Chairman report that the 1976 Budget was considered and that the following amendments were made:

* * *

(3) That the 1976 Budget, as considered in the Committee of the Whole, be approved and adopted.

- (OR, ALTERNATIVELY) -

That the 1976 Budget, as amended in the Committee of the Whole, be approved and adopted.

* * *

PETITIONS

REPORTS

REPORT NO. 40

March 23, 1976.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS plans have been submitted for improvements to Artillery Park in accordance with the requirements of the Neighbourhood Improvement area plan; and

WHEREAS the plans have been examined and recommended for approval by the Site Plan Committee and the Technical Planning Committee; and

WHEREAS Planning Board concurs in the recommendation for approval:

THEREFORE BE IT RESOLVED that the following plans dated March 19, 1976, prepared by Smith, Mill and Ross, Architects, and Dieter, Gruenwoldt & Associates Limited, Landscape Architects, be approved:

Architectural

Dwg. No. 2 - Floor Plan
Dwg. No. 3 - Pool Change Room Plan
Dwg. No. 5 - Building Elevations

Landscaping

L-1 - Grading
L-2 - Site Layout
L-3 - Blow up and Details
L-4 - Planting.

2. WHEREAS plans have been submitted for the construction of a new Separate High School by Regiopolis College and the Jesuit Fathers of Upper Canada, to be located at the southwest corner of Russell and Cowdy Streets; and

WHEREAS application has been made for development control approval of the plans; and

WHEREAS the plans have been examined by the Site Plan Committee and the Technical Planning Committee and have been recommended for approval by these committees subject to certain conditions; and

WHEREAS Planning Board concurs with the recommendation of the Site Plan and Technical Planning Committees:

THEREFORE BE IT RESOLVED that the following plans, prepared by Dominik, Thompson, Laframboise & Mallette, Architect and Engineers:

Dwg. A6, March 15, 1976 - Revised - Elevations
Dwg. A1, March 15, 1976 - Revised - Site Plan
Dwg. A3, January, 1976 - Ground Floor Plan

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2. (cont'd)

Dwg. A4, February 1976 - Second Floor Plan
Dwg. A5, January 1976 - Roof Plan

be approved, subject to the applicant entering into a Development Control agreement with the City, which shall include, among others, the following conditions:

(1) the applicant shall submit a landscaping plan within one year for approval by the City; and

(2) development shall be in conformity with the above listed plans.

3. WHEREAS Homestead Land Holdings Limited has applied for approval of a plan of subdivision containing 15.68 acres lying west of Portsmouth Avenue between Nickle Avenue and Johnson Street; and

WHEREAS Council has recommended to the Minister of Housing that the plan be approved subject to conditions; and

WHEREAS on further examination it is apparent that certain of the conditions should be amended or added to:

THEREFORE BE IT RESOLVED that By-Law No. 8788, "A By-Law to Authorize the Execution of a Subdivision Agreement with Homestead Land Holdings Limited (15.68 Acres - Newcourt Fields - Area West of Portsmouth Avenue between Nickle Avenue and Johnson Street)," be amended on third reading to provide that the conditions set out in Clause 11, Report No. 32, be amended as follows:

(1) by deleting the words "King Street between Portsmouth Avenue and Macdonald Avenue" from section (c)(i), and substituting therefor the words "Churchill Street between Mowat Avenue and Macdonald Avenue, and on Church Street between Union and Kennedy Streets," so that section (c)(i) would read:

"the subdivider shall share in the cost of improving downstream sanitary sewers on Churchill Street between Mowat Avenue and Macdonald Avenue, and on Church Street between Union and Kennedy Streets;"

(2) by deleting section (c)(ii), which reads as follows:

"storm sewer drainage shall be to the west over land within a previously approved subdivision (File 01-10T-7404), through agreement with the owner;"

and substituting therefor a new section (c)(ii), as follows:

"storm sewer drainage of the majority of the subdivision shall be to the west over land within a previously approved subdivision (File 01-10T-7404) through agreement with the owner;"

(3) by adding the following provision for a sidewalk to section (c)(iii):

"along the south boundary of Nickle Avenue from the westerly boundary of the subdivision to Curtis Crescent;"

(4) by deleting section (c)(x), which reads as follows:

3. (cont'd)

(4) (cont'd)

"The subdivider shall construct a 48" high chain link fence along the east boundary of Block D and the park site."

(5) by adding the following as section (d):

"For the purpose of informing prospective purchasers the subdivider shall agree to a covenant being placed on title to the land indicating that relatively shallow sanitary sewer depth within the subdivision limits depths of basements."

- and further -

that the Minister of Housing be notified of the foregoing amendments.

4. That, as recommended by the Site Plan Committee, the following plans for the design of two 7-storey apartment buildings in the Newcourt Fields Subdivision (west of Portsmouth Avenue between Nickle Avenue and Johnson Street) by Homestead Land Holdings Limited:

Dwg. OS-1, dated 15 February 1976 - Outside Services and Grading, prepared by N.D. Garbutt, P.Eng.; and
Dwg. A-SK-2, dated 8 March 1976 - Apartment Building Elevations, prepared by MacLennan Associates Architects

be approved, subject to the following condition:

(1) that the applicant submit a landscaping plan to be approved by the City.

5. WHEREAS the Ontario Home Renewal Program is scheduled to be only a three year program, with termination following the 1976-1977 fiscal year; and

WHEREAS the OHRP Program is enacted under the Housing Development Act; and

WHEREAS the provisions of the Housing Development Act which relate to the OHRP Program will be reviewed by the Provincial Assembly in 1976 to determine whether this program should be continued, and if so, what amendments are required to the legislation:

THEREFORE BE IT RESOLVED that, as requested by the Ontario Association of Property Standards Officers, Council record its endorsation of the OHRP Program, and recommend to Mr. Keith Norton, M.L.A. for Kingston and the Islands that the program be continued.

Respectfully submitted,

(CHAIRMAN)

At a Special Meeting of Council held on March 26, 1976, the following clause was REFERRED TO THE NEXT REGULAR MEETING OF CITY COUNCIL:

6. WHEREAS plans have been submitted for the establishment of a new Central Public Library on City-owned land at the corner of Bagot and Johnson Streets; and

WHEREAS the plans have been examined by the Site Plan Committee and the Technical Planning Committee and have been recommended for approval by these committees, subject to a landscaping plan being submitted; and

WHEREAS Planning Board concurs with the recommendation of the Site Plan and Technical Planning Committees:

THEREFORE BE IT RESOLVED that the following plans prepared by Lily Inglis and Wilfred Sorensen, Associated Architects:

Drawing W1,	*dated March 1976*	*- Site Plan;*
Drawing W10,	*dated February 1976*	*- Elevation, North and South; and*
Drawing W11,	*dated February 1976*	*- Elevation, East and West;*

be approved, subject to the following condition:

(1) That the applicant submit a landscaping plan for approval by the City.

REPORT NO. 41

To The Mayor and Aldermen   March 24, 1976

The Transportation Committee reports and recommends as follows:

1. That, as amended, third reading be given to the proposed agreement between the City of Kingston and Huron Chemicals Limited for the rental of approximately 2 acres of land east and south of the R.C.A.F. building, approximately 410 feet deep and 180 feet wide from the peripheral fence on the east side of the site at Norman Rogers Airport, at a rate of $150.00 per month for the first year.

   Note: i) Clause 6 of the agreement to be amended by deleting the words, "shall have full and free access to every part of the said land and building", and by adding therefor the words, "shall have access to the building only during construction and expansion periods."

   ii) The execution date to be amended from April 1st, to May 1st, 1976.

   iii) The company will not agree to a reduction in the 20 year term of the lease.

   iv) During the second and subsequent years, the rent shall be adjusted by the same percentage as the Consumer Price Index of Statistics Canada changed during the preceding twelve months.

April 7, 1976

2. That, for security purposes, the following streets be closed to through traffic, 24 hours a day, from June 19th to August 1st, 1976, inclusive:

   COLLINGWOOD STREET - #93 Collingwood Street to King Street
   ALBERT STREET - #148 Albert Street to King Street
   QUEEN'S CRESCENT - #175/176 Queen's Crescent to the west end of the driveway at Victoria Hall (at 104 Queen's Crescent)
   STUART STREET - Albert Street to #224 Stuart Street

   and that unmanned barricades be erected, 24 hours a day, June 19th to August 1st, 1976, on the following streets:

   COLLINGWOOD STREET - Immediately south of the driveway at house number 93 Collingwood Street
   QUEEN'S CRESCENT - Immediately east of the driveways at 175 and 176 Queen's Crescent
   QUEEN'S CRESCENT - Immediately west of the west end of the driveway at Victoria Hall
   ALBERT STREET - At a point between house number 148 and 152 Albert Street
   STUART STREET - Outside house number 224 Stuart Street
   KING STREET - North side, at Albert Street

   and further, that a manned barricade be erected, 24 hours a day, June 19th to August 1st, 1976, on the following street:

   KING STREET - North side, at Collingwood Street

2. and further, that "No Thoroughfare" signs be erected as follows:

UNION STREET - At Collingwood Street and Albert Street
QUEEN'S CRESCENT - At University Avenue
QUEEN'S CRESCENT - At Beverley Street
STUART STREET - At St. Lawrence Avenue
KING STREET - At Collingwood Street
KING STREET - At Albert Street

3. That the following areas become No Parking - Tow Away Zones, 24 hours a day, from June 19th to August 1st, 1976, inclusive:

KING STREET - North side, from Albert Street to Collingwood Street
COLLEGE STREET - Both sides, from Union Street to a point opposite house number 72 College Street (Donald Gordon Centre)
UNION STREET - Both sides, from Livingstone Avenue to Alwington Avenue
QUEEN'S CRESCENT - Both sides, from house number 175 Queen's Crescent to University Avenue
STUART STREET - Both sides, from Albert Street to house number 224 Stuart Street
COLLINGWOOD STREET - Both sides, from King Street to house number 93 Collingwood Street
ALBERT STREET - Both sides, from King Street to house number 148 Albert Street

4. That the streets south of Union Street (between and excluding Sir John A. Macdonald Blvd. and Mowat Avenue) be closed from July 12th to August 1st, 1976, inclusive, from 6:00 a.m. to 8:00 p.m. (or earlier if conditions permit) each day, to through traffic, with the exception of residents' vehicles and those vehicles accredited by C.O.J.O. The streets are:

KING STREET - Mowat Avenue to Sir John A. Macdonald Boulevard
YONGE STREET - Union Street to the Waterfront
GARDINER STREET - Union Street to King Street
CHURCH STREET - Union Street to King Street
KENNEDY STREET - Church Street to Gardiner Street
RICHARD STREET - Mowat Avenue to Yonge Street

and that unmanned chain barricades be placed on the following streets:

UNION STREET - South side, at Gardiner Street and Church Street
MOWAT AVENUE - East side, at King Street
YONGE STREET - West side, at Grange Street
MOWAT AVENUE - East side, at Richard Street
YONGE STREET - West side, at Logan Street

and further, that manned barricades be placed on the following streets:

UNION STREET - South side, at Yonge Street
SIR JOHN A. MACDONALD - West side, at King Street

5. That the following areas become No Parking - Tow Away Zones from 6:00 a.m. to 6:00 p.m. during the period June 5th to August 1st, 1976, inclusive:

KING STREET - Mowat Avenue to Sir John A. Macdonald
GRANGE STREET - Mowat Avenue to Yonge Street
RICHARD STREET - Mowat Avenue to Yonge Street
LOGAN STREET - Mowat Avenue to Yonge Street
MOWAT AVENUE - King Street to the end of Mowat Avenue

5. CHURCH STREET - Union Street to King Street
YONGE STREET - Union Street to the Waterfront
GARDINER STREET - Union Street to King Street
KENNEDY STREET - Union Street to Gardiner Street
SIR JOHN A. MACDONALD - Union Street to King Street
UNION STREET - Sir John A. Macdonald Blvd. to Mowat Avenue

and further, that the following areas become No Parking - Tow Away Zones, 24 hours a day, during the period June 19th to August 1st, 1976, inclusive:

KING STREET - Sir John A. Macdonald Blvd. to Yonge Street
YONGE STREET - King Street to the end of Yonge Street

6. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that parking be prohibited on the east side of Ontario Street, between Brock Street and Market Street on the afternoon of June 5th, 1976.

Note: To celebrate the 50th anniversary of the Royal Canadian Legion, a two vehicle cavalcade will be met at Highway #401 and Division Street, and will be escorted to the Memorial Centre where a torch will be lit and carried down Frontenac Street, Princess Street and Ontario Street to City Hall, where a ceremony involving Legionaires and civic officials will take place at approximately 5:00 p.m.

Respectfully Submitted,

Chairman

REPORT NO. 42

TO THE MAYOR AND ALDERMEN MARCH 25TH 1976.

The Community Services Committee reports and recommends as follows:

1. That Council endorse the intent of the petition to be addressed to news stands and many other stores, from Deaconess Marian Jean Woodman, Kingston Gospel Temple, having 125 signatures reading as follows:

> "WE the undersigned oppose strongly the many pornographic magazines and books that are being sold in your store. Such reading and visual material as you are selling is demoralizing our citizens, and having a profoundly degrading effect, particularly on young people. If you see fit to continue displaying and selling such reading material, I suggest that concerned people will be forced to join ranks against you and take steps that will curtail the filth that is being foisted on the citizens of this City".

2. That By-Law No. 8790, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" be amended on second reading as follows:

   A) That as recommended by the Ontario Building Officials Association and by the Chief Building Inspector provision be made for the payment of the following permit fees and charges:

TYPE OF PERMIT	RECOMMENDED FEE	PRESENT FEE
New Buildings, Alterations, Additions, Moving and Repairs	$4.00 per $1,000 or portion thereof of the total valuation of the work. Minimum Fee $10.00.	Less than $50.00 no fee. Estimated Cost over $50. and not over $1,000- $2.00. Est.Cost over $1,000 -$2.00 for each additional $1,000 or portion thereof.
Demolition	Permit fee of $10.00 or $4.00 per 1,000 sq. ft. of gross floor area or portion thereof whichever is greater.	50,000 cu.ft.or less - $2.00 50,000 cu.ft.- 100,000 cu.ft.-$3.00 Each Additional 50,000 cu.ft.-$1.00.
Gasoline and Fuel Oil Tank Installations	New installations-$10.00 per 1,000 gallon capacity or portion thereof in excess of 1,000 gallons. Relocation - $1.00 per 10,000 gallons capacity or portion thereof in excess 10,000 gallons. Min. Fee $10.00.	1,000 gals. or under $2.00 1,000-10,000 gallons 3.00 each additional 10,000 gallons 1.00
Fire Escapes	$2.00	$2.00
Swimming Pools	$4.00 per $1,000 or portion thereof of the total valuation of the work. Min. Fee $10.00	Less than $50.00 no fee. Est. cost over $50 and not over $1,000 - $2.00 Est.cost over $1,000 -$2.00 for each additional $1,000 or portion thereof.

2. (cont'd).

TYPE OF PERMIT	RECOMMENDED FEE	PRESENT FEE
Occupancy Permit	$10.00 per storey.	New Fee under Legislation.
Change of Occupancy Permit	$10.00 plus any additional fee required by any required alterations or construction.	New Fee.
	OTHER CHARGES	
Permission to Occupy While Work Proceeding Under Permit.	$10.00 per storey in addition to occupancy permit fee of $10.00 per storey.	New Fee.
# Work Commenced Prior to Application for a Permit.	Appropriate fee will be charged based on the total value of the entire work to be performed and exclusive of any part into which the application for permit may be subdivided plus 20%.	New Fee.
# Work Commenced After Application for Permit has been made but before the permit has been issued.	Appropriate permit fee as set out above plus 10%.	New Fee.

# Payment of the increased fee shall be for the purpose of compensating the municipality for additional work created in the plan examination and inspection process and shall not exempt any person from compliance with the provisions of the by-law or from any penalty prescribed in law.

Certification of Plans	Same Fee as for building and demolition permits.	New Fee.
Permits Issued on Basis of Certified Plans	60% of the required fee for building and demolition permits.	New Fee.
Renewal or Assigning of Permit	$10.00 or one-half the original permit fee, whichever is the lesser.	New Fee.
Written Request for Information with Regard to Existing or Partially Constructed Buildings re: i) Compliance with municipal by-law. ii) Whether there are any outstanding work orders.	$10.00 payable prior to the release of the requested information.	
Written Request for Special Inspection re Maintenance Suitability or Compliance re buildings where no work is progressing under permit.	$20.00 or $1.00 per ten thousand sq. ft. of gross floor area of the building or portion thereof inspected whichever is greater payable prior to release of the requested information.	

2. (cont'd).

TYPE OF PERMIT	RECOMMENDED FEE	PRESENT FEE
Written Request for special inspection of Work Progressing Under Permit.	$20.00 or $1.00 per ten thousand square fee of gross floor area of the work authorized by the permit whichever is greater payable prior to release of the requested information.	-

B. To provide for refund of permit fees in cases of the abandonment of all or a portion of the work, or the non-commencement of any project said refund of permit fees to be calculated as follows:

i) 90% if the authority having jurisdiction has performed administration functions only.

ii) 75% if the authority having jurisdiction has performed administration and zoning functions only.

iii) 50% in the event that the authority having jurisdiction has performed administration, zoning and non-structural plan examination functions only.

iv) 35% if the authority having jurisdiction has performed administration, zoning, and all other plan examination functions but no field inspection.

v) 5% shall be deducted for each field inspection that has been performed after the permit has been issued.

No refund accruing of less than $5.00 will be refunded.

C. That By-Law No. 8790 come into force and effect on May 12th 1976 and By-Law No. 7818, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" be repealed effective the same date.

3. WHEREAS under Bill No. 62, "An Act to Provide for an Ontario Building Code", municipalities may pass by-laws to regulate certain matters as specifically set out in the Bill;

AND WHEREAS it has therefore been necessary to pass a new By-Law and to Repeal By-Law No. 7818;

THEREFORE BE IT RESOLVED that by-laws be passed as follows to provide for requirements previously set out in By-Law No. 7818:

a) To provide for a deposit re possible damage to City streets, sidewalks, sewers, etc. during construction of new buildings and additions valued at $10,000 or more.

b) To provide for a deposit re demolition permits to ensure that the land is cleared and freed from rubbish and debris, etc. and to provide for the extermination of rodents.

c) To provide for a deposit for construction of swimming pools re possible damage to services or littering of streets.

d) To provide for land for park purposes according to Section 35(b) of the Planning Act.

4. That the Council of the Corporation of the City of Kingston approves "FOLKLORE '76" as a Community Festival to be held June 11, 12 and 13th 1976 at the following locations within the City of Kingston:

   Ukrainian Hall, 472 Bagot Street.
   Polish National Hall, 65 Russell St.
   Knights of Columbus Hall, Concession St.
   Calvin Park School, 164 Van Order Drive.
   Steelworkers Hall, Concession St.
   Oddfellows Hall, 394 Princess St.
   Sir Thomas More School, Norman Rogers Drive.
   Greek Community Hall, 119 Johnson Street.

   subject to the approval of the School Boards with regard to use of the school facilities.

   NOTE: This resolution is necessary to obtain a special occasion permit under Section 36(1) of The Regulations under the Liquor Licence Act, 1975 for the serving of liquor during the event.

Respectfully submitted,

CHAIRMAN.

Public Works Report No.43

April 5, 1976.

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the account of Al Koender's Body and Paint Shop, in the amount of $802.04, for repairs carried out to City vehicle #329, be paid.

Note — The Mechanic Foreman has reported that experience has shown that work performed by Koender is usually the cheapest and by having Koender do the work City Mechanics are able to do some of the repair work themselves, and for these reasons quotations were not invited from other firms.

The Committee has decided that, in future, quotations will be invited for all vehicle repair work that will exceed $500.00.

2. That a By-law be presented to Council to repeal By-law No.181 - A By-law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse - and amendments thereto, and that a new By-law No.181, in the form attached hereto as Schedule "A", be passed.

3. That the quotation of ITT Grinnell, 10 North Queen St., Toronto, to supply valves and pipes, etc., for the Okill St Pumping Station piping system, as listed in the Purchasing Agent's Inquiry No.76/10, at a price of $15,819.36 less 2% fifteenth of the month following acceptance, plus Federal and Provincial Sales Taxes, f.o.b. Kingston, be accepted being the lowest quotation received, and that the expenditure be charged to By-law No.8207 - A By-law to Authorize Improvements to the Okill St Pumping Station to Provide for an Increase in the Pumping Capacity.

Note — The price quoted above is firm except for two 12-inch check valves, which are qualified as price in effect at time of shipment.

4. That the Contract awarded in 1975 to Standard Chemicals Ltd (now known as Stanchem) to supply the liquid chlorine requirements of the City of Kingston and the Public Utilities Commission, be continued for the balance of the year 1976 because of the price advantage, subject to the concurrence of the Public Utilities Commission.

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5. That a By-law be presented to Council to authorize the execution of a Connecting Link Agreement with The Ministry of Transportation and Communications to reconstruct Queen St from Barrie to Division St., and Division St from Queen to Princess St., under By-law No.7365 - A By-law to Authorize the Reconstruction of Certain Pavements (General Rate) - at an estimated cost of $73,028.49; Corporation's Share $18,257.12; Anticipated M.T.C. Subsidy $54,771.37.

6. That, since Ontario Liquid Waste Disposal Ltd., are unable to meet their contract obligations to supply Ferric Chloride, and since present indications are that the Water Pollution Control Plant will require approximately 700 gallons of Ferric Chloride per day at an estimated cost of $2,000.00 per week, and since Diversey Environmental Products Ltd., have indicated that they can continue to supply the material at their tendered price for the immediate future, Ferric Chloride be purchased from Diversey Environmental Products Ltd., as and when required, at an estimated average cost not to exceed $2,000.00 per week.

Respectfully submitted,

Chairman

Schedule "A" to Public
Works Report No.43

BY-LAW NO. 181

A BY-LAW TO PROVIDE FOR THE COLLECTION, REMOVAL AND DISPOSAL OF GARBAGE, ASHES AND OTHER REFUSE.

The Council of the Corporation of the City of Kingston enacts as follows:

1. For the purpose of this by-law, the foregoing words shall have the meaning given herein:

    (a) "Garbage" shall mean all rejected, abandoned, or discarded household waste, either animal or vegetable, wearing apparel, sweepings, and all refuse matter except "ashes". But, in the case of any hotel, restaurant, or apartment house with restaurant in connection, requiring more than two collections of garbage per week, "garbage" shall mean table and kitchen waste consisting of animal and vegetable matter only, with which no other waste product or material shall be mixed.

    (b) "Ashes" shall mean the refuse of any household fuel after such fuel has been consumed by fire and soot.

    (c) "Householder" shall mean any owner, lessee, or tenant in the case of any single family or duplex dwelling excluding such dwellings when occupied by persons unrelated by blood or marriage and any owner, lessee of the building, or building superintendent in the case of all other buildings including single family and duplex dwellings occupied by persons unrelated by blood or marriage.

2. The collection, removal and disposal of garbage, ashes, and other refuse within the City of Kingston shall be under the control of the City Engineer, who shall be responsible to the Public Works Committee of the City Council. The said City Engineer is hereby authorized and directed to see that all garbage, ashes, and other refuse is properly collected, removed and disposed of.

3. The Corporation shall provide such vehicles and equipment as may be necessary for the collection, removal and disposal of said garbage, ashes, and other refuse, said vehicles and equipment to be of a sanitary type.

4. The City Engineer shall see that said vehicles call and remove all garbage, ashes, and other refuse from premises within the City, in the manner laid down by the Public Works Committee.

5. The days and hours for removing the garbage, ashes and other refuse shall be fixed by the City Engineer.

6. The householder shall provide at least one galvanized iron or plastic covered receptacle or plastic garbage bags for garbage and other refuse and a type approved by the City Engineer for ashes. All garbage shall be deposited or placed therein after being previously rolled in paper. The gross weight of any container including garbage, other refuse, or ashes must not exceed either sixty pounds or three cubic feet.

7. Receptacles shall be provided and maintained in good condition, in sufficient numbers to contain all ashes, kitchen or table waste produced in, or emanating from every dwelling, hotel, restaurant, apartment house, public institutions, or other premises, and each receptacle shall be provided with a good water-tight cover, which shall at all times remain in position, so as to preclude ingress and egress of flies, or the escape of odors therefrom.

8. Householders shall thoroughly strain all table and kitchen waste before placing it in garbage receptacles, and no such refuse of the consistency of swill shall be collected from any premises whatsoever.

9. Notwithstanding anything to the contrary herein, no material such as rags soaked with gasoline or oil and no highly combustible waste of any kind shall be collected, and no person shall mix any such material with anything collected or shall deposit any such waste at the Transfer/Resource Recovery Facility; and all such material to be disposed of shall be brought to the Storrington Landfill Site at the expense of the owner or possessor of same, in properly closed metallic receptacles, and unmixed with other refuse.

10. Should the householder of any premises neglect to procure proper receptacles or should he neglect to put in said receptacles said ashes, and garbage and other refuse wrapped in paper, as above provided, then the collector shall call at the building on the occupant's premises and notify him of such neglect and if the neglect is repeated the foreman shall report the same to the City Engineer.

11. Householders shall not mix ashes with garbage. Materials defined as ashes shall be deposited in a separate container from a container used for materials defined as garbage. It shall be the responsibility of any person placing out ashes for collection to ensure that they are completely inert and not a fire hazard.

12. The receptacles shall be placed by the householder as close as possible to the sidewalk or curb opposite to the premises on the day and the hours of removal appointed. Should the premises abut in a lane, the receptacles shall be placed upon the premises with a door opening into the lane or in any other place at the discretion of the City Engineer, but in no case shall a receptacle be kept in a lane.

13. No person shall place out any receptacles on the street allowance before 5:00 p.m. on the day prior to garbage collection.

14. The receptacles shall be removed from the street allowance prior to 12 midnight on the day of collection as well as material refused for collection.

15. Waste paper or branches of trees placed for removal shall be securely tied in bundles not exceeding three feet in length and two feet in any other dimension. The bundles shall not exceed 50 pounds in weight and shall be placed close to the receptacle reserved for garbage. Dry refuse may be placed out in cardboard cartons if securely tied or fastened with cord. Empty cardboard cartons must be broken down and tied in bundles.

16. The garbage collector shall gather up any refuse or garbage which has fallen on the ground from the receptacles while the contents of the same are being emptied into the garbage vehicles and shall handle all receptacles with due care.

17. All garbage and combustible refuse shall be taken by the collectors to the Transfer/Resource Recovery Facility or Storrington Landfill Site.

18. The collection of garbage by persons other than the collectors appointed by the Public Works Committee is hereby prohibited, except by the permission of the said Public Works Committee provided that the collector has an approval certificate from the Ministry of the Environment.

19. No person shall break, damage or take away any such receptacles or the cover thereof nor turn over or upset the contents thereof. No person shall deposit garbage, ashes or other refuse in a receptacle not belonging to him.

20. No person shall throw, cast or lay or cause to be thrown, cast or laid or disturb or interfere with any garbage, ashes, or other refuse in the street, lane, alley, private or public way or in any public square, place or vacant lot except the same be placed for the purpose and in the manner prescribed by this by-law.

21. The rate and charges in respect hereto shall, subject to the Council, be collected by the Collector of Taxes under the directions of the said City Council.

22. The expense of the collection, removal and disposal by the Corporation of garbage, ashes and other refuse throughout the whole municipality shall be borne by the owners and occupants of the land therein and an annual special rate shall be imposed upon such land according to its assessable value, sufficient to defray the expense of such collection, removal and disposal and except for the land

22. (cont'd)

and buildings of places of worship, no land within the municipality shall be exempt from the said annual special rate, anything in any general or special Act or any by-law to the contrary notwithstanding. The said annual special rate shall be placed upon the Collector's Roll during the year in which the same is to be collected and shall be collected in like manner and at the same time as all other municipal taxes.

23. Effective February 26, 1976 the Transfer/Resource Recovery Facility will be open between the hours of 8:00 a.m and 4:00 p.m. Monday to Friday except statutory holidays and from 8:00 a.m. to 3 p.m. on Saturday. The Storrington Landfill Site will be open one hour later.

24. Effective January 1, 1976 the rates for disposal of brush and wood wastes at the Storrington Landfill Site are as follows:

Single axle truck or equivalent -	$ 5.80
Tanden axle truck or equivalent -	$11.60

25. The owner of every hotel, apartment house, tenement or building in which more than two families dwell, abide or live, shall supply proper containers for the use of each apartment or family, dwelling, abiding or living therein, and such owner shall arrange for the placing of all such receptacles at the point of collection at the proper times of call.

26. In addition to other remedies that the City may have through legal action, the City may remove garbage, ashes and other refuse placed out in violation of the By-law or move empty containers behind the building line if left out in violation of the By-law and recover the cost of such action in a like manner to taxes.

Note (The wording of Section 26 is subject to the approval of the City Solicitor).

REPORT NO. 44

April 6, 1976

To the Mayor and Aldermen,

The Parks and Recreation Committee recommends as follows:-

1. That the account of Spalding Co. Ltd. in the amount of $867.00 for the supply of golf balls for the Belle Park Fairways, be approved.

Respectfully submitted,

Chairman

REPORT NO. 45

March 13, 1976

To the Mayor and Aldermen:

The Committee on Finance and Accounts reports and recommends as follows:

1. That the $30,000. provision for uncollectable taxes, as provided in the 1976 Budget, be transferred to Allowance for Uncollectable Taxes.

2. That the Children's Aid Society of the City of Kingston and County of Frontenac Budget for 1976 in the amount of $791,111.00 (the City's share of which is $130,926.00), be approved.

3. That as provided in the 1976 Budget the Grants listed on Pages 18.3, 18.4, 18.5 and 18.6 of the Finance Committee Budget be approved for payment on or after May 21, 1976, it being understood:

   a) That approved grants for which no request has or is received will not be paid until the request, supported by the required information, is received; and

   b) That the grant of $12,000.00 to provide a civic dinner for those involved in the 1977 International Plowing Match, to be held in the Kingston area in September 1977, be placed in a reserve fund, for payment in 1977, since the present Council cannot commit the 1977 Council to this expenditure.

   (Note: Vote of 2/3 of Members of Council Required, i.e., 10.)

April 7, 1976

4. That NO ACTION be taken to endorse the following resolution of the Town of Hawkesbury:

> *"WHEREAS most if not all of the municipalities of Ontario are members of the Association of Municipalities of Ontario,*
>
> *AND WHEREAS the members of the Board of Directors of the Association represent all the municipalities who are members of the Association,*
>
> *AND WHEREAS municipalities have to bear the travelling and accommodation expenses because their representatives have been selected to sit on the Board of Directors of the Association,*
>
> *Be it Enacted that the Association bear the costs for travelling, lodging, meals and other out-of-pocket expenses incurred by the members of the Board of Directors while attending the meetings."*

5. That the action of the Mayor and City Treasurer in accepting the bid of A.E. Ames Co. Ltd. for the sale of $3,000,000. City of Kingston Treasury note at a price of $99.169 per $100.00 (yield 10.19) for the period March 31 to April 30 being the highest tender received, be confirmed.

(Note: Other bids received as follows:

	Price per $100.00	*Yield*
Dominion Securities Harris & Partners	*$99.1484*	*10.45*
Cochrane Murray & Wisner	*99.148*	*10.45*
Crang & Ostiguy Inc.	*99.1646*	*10.25*
McLeod Young & Weir	*99.148*	*10.45*
Richardsons	*99.152*	*10.40*
Wood Gundy	*99.1654*	*10.24*
Canadian Imperial Bank of Commerce	*99.1678*	*10.21*
Equitable Securities	-	*10.35*
Nesbitt Thompson	*99.165*	*10.24*
Bank of Montreal	*99.154*	*10.38)*

6. That:

(A) the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE AND ACCOUNTS		
GRANTS		
UNCLASSIFIED		
- John Howard Society	$1,600.	-
- Ontario Conference on Local Government	$ 100.	-
UNLCASSIFIED		
- Contingency	-	$1,700.

(B) the following grants be approved for payment on or after May 21, 1976:

i) John Howard Society - $1,600.00
ii) Ontario Conference on Local Government - $ 100.00

7. That the contract between Mr. Brian Arnott, Toronto, and K.O.P.E.C., which provides that Mr. Arnott will be responsible for all technical requirements arising during the cultural Olympics in the amount of $5,000.00 for the period April 1, 1976, to July 31, 1976, be ratified and the sum of $1,250. be authorized to be paid monthly to Mr. Arnott.

(Note: Contract may be terminated, by either party, on one month's notice.)

8. That the account of Duopera Distributing Ltd., Montreal, in the amount of $684.56 for the supply of 344 Olympic Pins be authorized for payment to be charged to:

   (i) Finance Miscellaneous (200 pins) - $398.00

   (ii) City Property - Souvenirs (144 pins) - $286.56

9. That, as recommended by the Transportation Committee:

   (A) the account of Inducon Consultants Limited in the amount of $238.33 for preliminary discussions with consultants of the Township of Kingston regarding location of north/south arterial road with respect to the Norman Rogers Airport be authorized for payment, and

   (B) the following budget appropriation amendment be approved:

	Increase	Decrease
AIRPORT		
Miscellaneous		
- Consulting Fees	$238.00	-
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
- Contingencies	-	$238.00

10. That the account of Hardtman and Martin, in the amount of $800.00, for presenting the City's appearances before the Ontario Municipal Board in the following zoning applications, be authorized for payment:

    a) By-Law No. 8426 - change to R3 and R2A zoning: Montreal Street and Highway 401

    b) By-Law No. 8455 - Change to Commercial: Montreal Street and Sutherland Drive.

11. Whereas the Clerk-Comptroller reports that W.I.P. No. 5023 for a "Macadam Road on Dalton Avenue" has been charged with the total cost of a survey for Dalton Avenue from 440 feet West of Division Street to the end in the amount of $876.25;

    And Whereas, in addition to the Macadam Road which affects only a portion of Dalton Avenue, the road survey was required for sale of lands to Kingston Spinners;

    That $600. of the cost of the survey be authorized to be charged to the Finance appropriation "Land Survey, Plans & Evaluations",

    -and-

    That the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
- Land Survey, Plans & Evaluations	$600.	-
- Contingencies	-	$600.

12. That, as recommended by The Corporation of the Township of Pittsburgh, a by-law be presented to Council to appoint Councillor V. Maloney a member of the Kingston Area Planning Board for a term ending January 1, 1977.

13. That, as recommended by the Public Works Department of the City of Kingston, application be authorized to be made to Ministry of Transport (Canada) for a revised license of occupation of the harbour for the West Street storm overflow sewer to a new length of approximately 330 feet in order that the existing sewer may be extended, in 1976, by 240 feet, and that the necessary By-Law be authorized for presentation to Council.

14. That, as requested by the Public Utilities Commission, the consent of Council be and is hereby given, pursuant to Section 41(5)(b) of The Public Utilities Act, R.S.O. 1970, Chapter 390, to the Public Utilities Commission of the City of Kingston to expend $201,050.00 from 1976 revenue and accumulated revenue for extensions, additions, enlargements, improvements and alterations, as follows, for the Waterworks System in the City of Kingston, rather than issue debentures:

Trunk watermains	$ 64,300.
Distribution Mains	3,500.
Proposed Subdivisions	16,000.
General	117,250.
TOTAL	$201,050.

(Note: No new local improvement work on the Waterworks System is requested for 1976.)

15. That, as requested by the Public Utilities Commission, the consent of Council be and is hereby given, pursuant to Section 41(5)(b) of The Public Utilities Act, R.S.O. 1970, Chapter 390, to the Public Utilities Commission of the City of Kingston to expend $75,000.00 from 1976 revenue and accumulated revenue for extensions and improvements, as follows, to the Electrical System of the City of Kingston, rather than issue debentures:

Plant & Regulator Station Equipment (approved in 1975, but not done)	$21,000.
Distribution System	3,000.
Consumer Services	36,500.
Meters, Regulators, and Equipment	9,500.
Water Heater Rental Plan	5,000.
TOTAL	$75,000.

(Note: Debenture Funds amounting to $150,000. were fully approved in 1972 and have not been issued nor drawn upon by the Commission to date.)

16. Whereas the City conveyed a triangular shaped parcel of land lying to the south of Dalton Avenue, as relocated, having an area smaller than the area originally agreed upon, to Kingston Spinners Limited;

That a by-law be presented to Council to further amend the agreement with Kingston Spinners Limited to reflect the reduction in area of the land from 23,467 square feet to 21,863 square feet and to provide for revision of the annual payments to the City of the following "actual cost" basis rather than on estimates:

BY-LAWS	SERVICE	ORIGINAL ESTIMATED OF ANNUAL CHARGE	ANNUAL PAYMENT BASED ON ACTUAL COSTS	LAST YEAR OF PAYMENT
6529	Watermain	$1,255.37	$1,329.48	1986
6661 & 7071	Water Service	-	39.73	1986
6671 & 7071	Sanitary Sewer	900.02	900.02	1986
6661 & 7071	Macadam Roadway	2,031.12	2,031.22	1976
		$4,186.51	$4,282.45	

17. That, as recommended by the Parks and Recreation Committee, a by-law be presented to Council to authorize the execution of an agreement with *Theatre '5' Company* to lease to the Company approximately 2,300 square feet of floor space in the building known as the J.K. Tett Centre at 370 King Street West for 5 years on the following conditions (generally speaking):

1. Company to pay rental of $125. per month for the following 10 months of each year:

   January, February, March, April, May, June, September, October, November and December.

2. Company may rent, at the same rate, during July and August if notice to do so is received by the City at least 120 days prior to June 1st;

3. Rental rate to be adjusted on January 1, 1977, and annually thereafter by the amount of change in the Consumer Price Index over that of January 1, 1976, except that the monthly rental rate shall never be reduced below $125.;

4. Company to provide insurance in amount of $500,000.;

5. Renovation Plans must be approved by the City ;

6. Company to have right of first refusal to rent the premises. on termination of lease.
7. Company will allow other citizen groups to make use of premises for quiet amateur cultural activities when premises not in use by the Company;

8. One Year's written notice of intent required, by either party, prior to termination or renewal negotiations of lease;

9. Upon termination of lease by the City, the City will reimburse the Company for approved capital expenditure cost to a limit of $3,000. for initial renovations, with reimbursement to be based on a 5 year depreciated value calculation; And the City will make every effort to provide suitable alternative facilities for the Company for the unexpired term of the lease.

18. That, as recommended by the City Treasurer, pursuant to the provisions of Section 636a of *The Municipal Act*, the applications of the persons and firms listed on Schedule A attached hereto for cancellation or refund of commercial, residential or business taxes levied in 1975 in total amount of $5,543.32 be approved.

19. That approval be granted to the Board of Management of the Grand Theatre Community Centre to apply as an addendum to the request for final approval of the Wintario grant in the amount of $243,096. for an additional $150,000. to cover the estimated capital cost of acquisition of the building necessary for the extension of the Grand Theatre Lobby.

20. That:

(a) the resignation of Mrs. A.L. Daub as a member of the Court of Revision of the City of Kingston be accepted, and

(b) Mrs. A.L. Daub be appointed a member of the Local Architectural Conservation Advisory Committee for a period ending December 31, 1976.

21. WHEREAS notice has been received from Mr. Peter Swan, solicitor for Mr. and Mrs. Perz, that the sum of $388.75, representing costs to acquire their new home had, inadvertently, been omitted from the settlement for their property expropriation on the Olympic Site;

AND WHEREAS Mr. R.R. MacDougall of Gardiner, Roberts, Counsel for the City, confirms the oversight and recommends payment:

THAT the sum of $388.75 be authorized for payment to Rudolf and Ilse Perz, to be charged to the Olympic Capital Budget for "land acquisition".

22. That the following accounts of Mr. W.E. Webster, M.A.I., A.A.C.I., be authorized for payment:

a) Professional services in the matter of acquiring the Robert J. Reid & Sons Ltd. property for enlarging the parking lot on Brock Street	$ 304.55
b) Professional services in the matter of acquiring the Olympic Site:	
i) B.P. Canada Ltd. property	$ 687.50
ii) M.J. Peters Property	375.00
iii) R. & I. Perz property	378.75
and disbursements, to date	80.28
	$1,521.53

23. That, as recommended by the Director General Yachting, the contract with Simpsons Contract Division of The Robert Simpson Company Limited be amended to include the drapes in O.R.T.O. offices at a total extra cost of $1,080.00 plus Provincial Sales Tax, to be charged to the Olympic Capital Budget.

24. That List of Accounts No. 3, dated March, 1976, in the amount of $7,853,623.22, for expenditures incurred under proper authorization, be approved.

(Note: Copy of List was distributed to each member of Council with the Finance Agenda.)

25. That the resignation of Mr. Ian E. Wilson, as Archivist of the City of Kingston be accepted, with regret, effective May 31, 1976, and that the appreciation of Council be expressed to Mr. Wilson for his community service, and further, that Council extend best wishes to him on his appointment as Provincial Archivist of Saskatchewan.

26. WHEREAS notice has been received from the Conservation Authority of the following details of the approved amount for "maintenance" at Lemoine Point in 1976:

Garbage Disposal	$ 500.
Lavatory/Site Maintenance	500.
Grass Cutting/Road Maintenance	1,000.
Area Supervision	500.
Boundary Fence Maintenance	500.
	$3,000.

AND WHEREAS, on the basis of the apportionment of benefit established for 1976, the Authority requests provision of the funds as follows:

City of Kingston (25%)	$ 750.
Township of Kingston (75%)	2,250.
Total	$ 3,000.

THAT:

(A) as requested by the Cataraqui Region Conservation Authority, the sum of $750.00 be authorized for payment to the Conservation Authority as the City of Kingston Share (25%) of 1976 maintenance costs of Lemoine Point project; and

(B) the following budget appropriation amendment be approved:

	Increase	Decrease
CONSERVATION AUTHORITY		
(Increase from $51,358. to $52,108.)	$750.00	-
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
- Contingencies	-	$750.00

27. That, as recommended by the Architects Consortium and as concurred in by the Director General Yachting, the following Change Orders be ratified, with costs to be charged to the Olympic Capital Budget for "O.R.T.O.":

(A) Emmons and Mitchell Construction Limited
(Extra to the Contract)

(1) Change Order No. 3:

Supply and install locksets for doors 12, 18 and 34	$ 42.00
Reverse swing to doors 30 and 31	N/C
Change metal shelving in room 16B from 10'	N/C
Air Conditioning (drawing M-1) Corrections and changes	907.95
	$ 949.95
General Contractor's Markup - 15%	142.49
TOTAL EXTRA	$1,092.44

(2) Change Order No. 4:

Remove and replace four (4) doors to Rooms #23 and #24 complete with hardware	
Repair existing door jambs	
Paint doors and jamb	
Labour	$ 251.80
Material	380.00
	$ 631.80
General Contractor's Markup - 15%	94.77
TOTAL EXTRA	$ 726.57

(B) Cherney's Furniture World

(1) Change Order No. 1:

1 Desk - Global W3060	$ 165.00
1 Desk Chair - Nightingale XL100	60.00
7 Secretarial Chairs - Nightingale 1705 $85.00 each	595.00
3 Drafting Stools - Nightingale 19670S $90.00 each	270.00
1 Typing Table - Litton Cole	94.90
2 Westclox Clocks with Second Hand $35.00 each	70.00
TOTAL EXTRA	$1,254.90

28. That, as recommended by Smith, Mill & Ross, Architects, Univex (Canada) Limited be authorized to construct a new, additional, fire exit at the north-east corner of the stage of the Grand Theatre, in accordance with Drawing SK-R1, at a cost estimated not to exceed $2,600.00, to be charged to the "Contingency Allowance" in the contract for the renovations to the Grand Theatre.

29. That, as recommended by the Purchasing Agent, the following tender of Edwards Ford-Mercury Sales Limited for Automotive Equipment (Tender No. 76-16) be accepted, being the only tender received:

GROUP A - CARS

Five (8 cyl.) Ford Custom	(Police)	$22,840.00
One (8 cyl.) Ford Torino S. Wagon	(Works)	4,731.00
One (4 cyl.) Ford Pinto	(Works)	3,543.00
		$31,114.00

LESS TRADE ALLOWANCES:

Vehicle #248	(Works)	$ 250.00
Vehicle #257	(Works)	550.00
Cruiser Lic. No. HRS 929	(Police)	900.00
Cruiser Lic. No. HRS 968	(Police)	1,100.00
Cruiser Lic. No. HRS 931	(Police)	1,500.00
Cruiser Lic. No. HRS 549	(Police)	1,000.00
Total Trade Allowance		$ 5,300.00
Net Difference		25,814.00
Provincial Sales Tax		1,782.97
Total (T.I.P.)	(Net after trade)	$27,596.97

GROUP B - TRUCKS

Two (6 cyl.) F100 Ford ½ Ton Trucks	(Works)	$ 8,576.00
Two (8 cyl.) E100 Ford Delivery Vans	(Parks)	9,782.00
One (8 cyl.) F350 Ford Dump Truck	(Works)	6,365.00
		$24,723.00

LESS TRADE ALLOWANCES:

Vehicle #321	(Works)	$ 700.00
Vehicle #440	(Parks)	175.00
Total Trade Allowance		$ 875.00
Net Difference		23,848.00
Provincial Sales Tax		1,669.36
Total (T.I.P.)	(Net after trade)	$25,517.36,

it being noted that 2 vehicles, with a trade-in value of $1,043.25 (including Ontario Retail Sales Tax) are being retained by the City for use as follows:

1 - Works Dept. Truck #229 - for continued use by Works Dept.

1 - Parks Dept. Van #432 - Social Services Dept. (Work Activity Project)

-and-

That the City Treasurer, upon receiving notice of satisfactory delivery from the Department Head involved, be authorized to pay for the vehicles.

30. That, as recommended by the Director of Planning and Urban Renewal, Clause 19, Report No. 139, passed December 9, 1974, be amended by deleting subsection (5), which reads as follows:

> "(5) That the municipality set the maximum amount of forgiveable loan at $2,500 for persons earning $6,000 or less and that a sliding scale similar in ratio to that applied in the RRAP program be used to determine the amount of the maximum forgiveable loan available to persons whose income is between $6,000 and $12,500."

and by substituting the following therefore:

> "(5) That the municipality set the maximum amount of forgiveable loan at $3,750 for persons earning $6,000 or less and that a sliding scale similar in ratio to that applied in the RRAP program be used to determine the amount of the maximum forgiveable loan available to persons whose income is between $6,000 and $12,500, and further that the maximum amount of a O.H.R.P. loan be increased from $5,000. to $7,500., the maximum permitted under O.H.R.P. Regulations."

-and-

that the Mayor and City Clerk-Comptroller be authorized to execute a letter, to Central Mortgage and Housing Corporation, of amendment to the original Agency Agreement dated May 12, 1975, effecting the above revised subsection (5).

31. That, as recommended by the Director General Yachting, the provision of a maintenance man at the Harold Harvey Arena, for O.R.T.O., by the Kingston Memorial Centre be approved, it being understood that Memorial Centre be reimbursed by the City as a charge to the Olympic Capital Budget for "O.R.T.O." at a total cost estimated not to exceed $4,700. for the period March 29 to September 1, 1976, at the rate of $210.00 per week.

32. That a by-law be presented to Council to authorize the purchase of the purchase of property at 42 York Street, being part of Lot 4, Clergy Brock "C", designated as Part 5 on Reference Plan 13R-1758, from the Estate of Alice M. Smallridge for the sum of $10,500.00 as part of the implementation of the Neighbourhood Improvement Program, it being understood the City is purchasing the land only and will be responsible to have the building(s) on the site demolished.

33. Whereas the City expropriated the lands for the Olympic Park Site;

And Whereas the claim of Alwyn C. Eves for his leasehold interest in a portion of these lands has been considered by the Board of Negotiation which recommends settlement in the amount of $5,000.00 plus reasonable legal, appraisal and other costs;

And Whereas his solicitor requests that the sum of $5,000. be now paid without prejudice to his further rights and the City's Counsel so recommends:

That the sum of $5,000.00 be authorized to be paid to Mr. Alwyn C. Eves for his leasehold interest in the property formerly at King Street West, on the understanding that an agreement, satisfactory to the City's Counsel, is obtained.

34. That, as recommended by the Director General Yachting, the Architects Consortium be authorized to proceed to have the following work in the Restaurant Area completed:

	Estimate
a) Painting of underside of grid and walls	$ 1,300.
b) Purchase of Portable CO_2 System	4,500.
c) Purchase of Carpet	6,200.
(Total Estimated Cost	$12,000.)

-and-

to prepare the design for the bar, at the entrance lounge to the dining room (the cost of construction of which is estimated to be $6,000.).

35. Whereas By-Law No. 7631, passed in 1973, authorized the purchase of certain abandoned roadway lands from the Canadian National Railway;

And Whereas it has been established that:

(a) title can not be obtained for a parcel running from the south side of Queen Street southerly for a distance of 146 feet;

(b) an easement over the easterly 6 feet of the parcel running from Queen Street southerly 146 feet is able to be obtained from Mr. Wayne Gay, Trustee:

THAT:

(A) By-Law No. 7631, "A By-Law to Authorize the purchase of Certain Lands from the Canadian National Railways", be amended to delete a strip of land, about 30 feet wide, from Queen Street southerly 146 feet from the list of property to be acquired and to reduce the acquisition price from $33,600. to $25,100., and

(B) a By-Law be presented to Council to authorize the acquisition of an easement over the easterly 6 feet of the former railway right-of-way from Queen Street southerly 146 feet from Wayne Gay, Trustee, for the sum of $1.00, for use by the public as a "walkway".

(Ald. Webb Opposed.)

36. That NO ACTION be taken to endorse the following resolution of the City of London:

> *"WHEREAS Section 304, The Municipal Act, permits municipalities to levy an annual tax not to exceed $50.00 for each full time student attending a University or College of Applied Arts and Technology located within the municipality;*
>
> *AND WHEREAS this same legislation allows the levying of an annual amount not to exceed $50.00 per resident place or bed on institutions such as jails, public hospitals, provincial educational institutions and provincial mental health facilities;*
>
> *AND WHEREAS the Treasurer of Ontario has announced a substantial reduction in the rate of increase of provincial transfer payments to municipalities;*
>
> *AND WHEREAS the Treasurer of Ontario has indicated municipal tax rates should increase at a rate more aligned to the increases in municipal expenditures than has been the case in the past five years;*
>
> *AND WHEREAS the results of this curtailment in provincial transfer payments will be increases in municipal taxation ranging from 15 - 30% across the province;*
>
> *THEREFORE BE IT RESOLVED that the Treasurer of Ontario be requested to amend Section 304 of The Municipal Act to allow municipalities to levy under this section an amount of $50.00 per unit increased by the percentage increase in the municipal tax rate experienced each year over that levied in 1975."*

37. That NO ACTION be taken to endorse the following resolution of the City of Mississauga:

> *"BE IT RESOLVED THAT the Province of Ontario be requested that, when in the future they decrease taxation revenues, when such revenue decreases are not contained in their yearly budgetary forecasts, that the transfer of grants made to municipalities based on the Edmonton Commitment not be decreased and penalized."*

38. That the amount of $610.00 be authorized for payment to the *Association of Municipalities of Ontario* in order to assist in paying for costs of the Association's active participation in the Hearings before the Ontario Energy Board, Porter Commission Electrical Power Planning, Select Committee of the Legislature established to review the Ontario Energy Board's recommendation and Bell Canada's application to the C.T.C., it being noted that this payment is based on an assessment of 1¢ per capita of Kingston's population of 61,000 and is to be charged to the Finance appropriation "Miscellaneous".

March 13, 1976

39. That, for the year 1976 only, the policy of providing in the annual estimates for a downpayment of 15% of the City's capital budget projects for the year be amended to provide for a reduced downpayment of 10%.

Respectfully submitted,

(CHAIRMAN)

SCHEDULE "A"

1975 TAX ADJUSTMENT APPLICATIONS
UNDER SECTION 636a OF
THE MUNICIPAL ACT, R.S.O. 1970

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	RES. BUS. COM.	EXPLANATION	REFUND PUBLIC	REFUND SEPARATE	CANCELLATION PUBLIC	CANCELLATION SEPARATE
						$	$	$	$
010-120-01500-0030	Jerry Sweet	Wellington St.	5	B	Relocated			13.24	
010-130-01200-0080	Francis MacDonald	58 Brock St.	12	B	Out of Business			13.82	
010-130-06500-0060	H.&R. Block Canada Ltd.	247 King St. E.	5	B	Relocated	93.13			
010-140-00500-0000	Can.Imp.Bank of Commerce	256 BagotStreet	2	C-R	Vacant Com.	31.53			
010-140-00500-0020	Winspear,Higgins,Stevenson	256 Bagot St.	2	B	Relocated	148.63			
010-140-08400-0000	City of Kingston	218 Princess St.	12	R & C	Grand Theatre			225.40	
020-030-00600-0030	Alcan Credit Union	850 Princess St.	12	B	Exempt (Bus. Tax)	570.12			
020-030-00800-0000	Paul Storm	844-846 Princess St.	4	C-R	Assessed Twice				6.65
020-030-00800-0100	Pilot Insurance Co.	844 Princess St.,Suite 6	4	B	Relocated	140.75			
020-030-00900-0000	Reps.of Raymond Walker	842 Princess St.	2	C-R	Vacant Com.			21.37	
020-060-05600-0040	Garnet J. Gowsell	465 Albert St.	9	B	Bus. Discontinued				15.73
020-140-03000-0020	GJP Restaurant Ltd.	398 Princess St.	12	B	Bus. Discontinued			289.55	
030-030-09400-0030	Leslie & Shirley Tysick	479 Princess St.	12	B	Bus. Discontinued			79.47	
030-030-10500-0040	Lillian Landry	503A Princess St.	5	B	Bus. Relocated				22.12
030-050-08500-0010	John DeSousa	307 Division St.	2	B	Bus. Discontinued			8.18	
030-080-05700-0000	Mortimer Abramsky	285 Princess St.	3	C-R	Assessed Twice			66.35	
030-090-00900-0020	Susan Bunce	110 Queen St.	5	B	Bus. Relocated			23.61	
030-090-06800-0000	Roy & Dorothy Saunders	51 Princess St.	11	C-R	Assessed Twice			26.48	
030-100-05000-0000	Reps. of J. Taugher	232 Wellington St.	8	C-R	Assessed Twice			10.45	
030-110-01200-0000	Joao Cordeiro	86 Bay Street	8	R	Assessed Twice				126.13
030-110-01700-0000	Molly Cohen	412 Bagot Street	10	C-R	Vacant Com.	70.53			
030-110-01800-0000	Molly Cohen	Bagot Street	12	C-R	Vacant Com.		23.22		
030-110-01800-0010	Fernand Constant	410 Bagot St.	12	B	Bus. Discontinued				60.11
030-120-02700-0010	K.J. Sasseville	179 Montreal St.	2	B	Bus. Discontinued			26.38	
030-140-06100-0000	Van D. Window Co.Ltd.	330-334 Sydenham St.	9	R	Bldg. Demolished			134.56	
040-010-04100-0010	Fred Light	795 Montreal St.	7	B	Bus. Discontinued			61.27	
040-010-04700-0000	Werner & Donna Jansen	771½ Montreal St.	8	C-R	Assessed Twice			19.31	
040-010-08700-0010	Clifford Thomas								

1975 TAX ADJUSTMENT APPLICATIONS
UNDER SECTION 636a OF
THE MUNICIPAL ACT, R.S.O. 1970

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	RES. BUS. COM.	EXPLANATION	REFUND PUBLIC	REFUND SEPARATE	CANCELLATION PUBLIC	CANCELLATION SEPARATE
040-110-01000-0010	Edward Baird	783 Division St.	1	B	Bus. Relocated	$	$	$ 14.63	$
o4o-110-01000-0010	William Gillott	783 Division St.	11	B	Bus. Discontinued			160.89	
040-110-15802-0000	John Agazzi	218 Elliott St.	4	C-R	Vacant Com.			8.41	
050-140-20800-0000	Greenwood Bros. Ltd.	191 Dalton Ave.	12	C-R	Assessed Twice			855.31	
050-050-07500-0000	G. Splinter & Sons Ltd.	Princess Street	5	C-R	Assessed Twice			15.63	
050-060-11000-0010	Montgomery Crane Service	Connaught St.	7	B	Bus. Discontinued			112.47	
050-120-03500-0010	Joseph Uhrig	580 Division St.	5	B	Pumps Removed			10.94	
050-120-03500-0000	Joseph Uhrig	580 Division St.	5	C	Pumps Removed			37.52	
050-060-02100-0010	Fairway Motors (King.)Ltd.	Concession St.	12	B	Reduced Size			38.69	
050-140-11300-0000	Shirley Cantalini	Kirkpatrick St.(Blvd.)	12	R	City Owned				49.24
060-120-00800-0000	City of Kingston	Princess St.(Walkthrough)	12	C	Exempt			67.71	
070-080-12200-0000	City of Kingston	99 Yonge St.	12	R	Exempt (Olympic)			262.07	
070-080-12300-0000	City of Kingston	Yonge St.	12	R	Exempt (Olympic)			408.16	
070-080-12700-0000	City of Kingston	75 Yonge St.	12	R	Exempt (Olympic)			520.29	
070-080-13400-0000	City of Kingston	61 Yonge St.	12	R	Exempt (Olympic)			469.67	
070-100-00500-0000	David McCann	31 Baiden St.	9	R	Demolished			150.90	
					TOTAL	$1070.07	$ 23.22	$4,166.55	$ 283.48
					Residential	15.38	-	1986.66	175.37
					Commercial	102.06	23.22	1312.93	6.65
					Business	933.63	-	866.96	101.46
					Downtown Levy	19.00	-	-	-
					TOTAL	$1070.07	$ 23.22	$4166.55	$ 283.48

RECAPITULATION

	General	Garbage	Public School	Separate School	Secondary	Downtown Levy	TOTAL
Refund	$ 650.62	$ 5.77	$ 222.69	$ 4.94	$ 190.27	$19.00	$1093.29
Cancellation	2602.29	152.20	862.86	61.68	771.00	-	4450.03
TOTAL	$3252.91	$157.97	$1085.55	$66.62	$ 961.27	$19.00	$5543.32

CITY COUNCIL MEETING NO. 10 April 12, 1976

BY-LAWS

(a) That By-Laws 1 to 12 be given their first and second readings.

(b) That By-Law 28 be given its second and third reading.

(c) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 13 to 27 their third reading.

(c) That By-Laws 13 to 27 and 29 to 37 be given their third reading.

(1) A By-Law to Authorize the Exchange of Land With Homestead Land Holdings Limited (Newcourt Fields Subdivision)

(FIRST AND SECOND READING) (PROPOSED NO. 8797)
Clause 11(a), Report No. 32, 1976

(2) A By-Law to Authorize the Execution of an Agreement With the Jesuit Fathers of Upper Canada and Regiopolis College (Development Control)

(FIRST AND SECOND READING) (PROPOSED NO. 8798)
Clause 2, Report No. 40, 1976

(3) A By-Law to Provide Traffic Control During 1976 for the Olympic Sailing Events

(FIRST AND SECOND READING) (PROPOSED NO. 8799)
Clauses 2,3,4, & 5, Report No. 41, 1976

(4) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 6, Report No. 41)

(FIRST AND SECOND READING) (PROPOSED NO. 8800)
Clause 6, Report No. 41, 1976

(5) A By-Law to Amend By-Law No. 181, "A By-Law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse" (Consolidation)

(FIRST AND SECOND READING) (PROPOSED NO. 8801)
Clause 2, Report No. 43, 1976

(6) A By-Law to Authorize the Execution of an Agreement With the Ministry of Transport (Canada) (Extension of Water Lot at Foot of West Street)

(FIRST AND SECOND READING) (PROPOSED NO. 8802)
Clause 13, Report No. 45, 1976

BY-LAWS (cont'd)

(7) A By-Law to Authorize the Execution of an Amending Agreement With Kingston Spinners Limited (Revise Description - Increase Cost)

(FIRST AND SECOND READING) (PROPOSED NO. 8803)
Clause 16, Report No. 45, 1976

(8) A By-Law to Authorize the Execution of an Agreement With Theatre '5' Company (Lease: 370 King Street West)

(FIRST AND SECOND READING) (PROPOSED NO. 8804)
Clause 17, Report No. 45, 1976

(9) A By-Law to Authorize the Execution of an Amending AGreement With Emmons and Mitchell Construction Limited (Additional Costs)

(FIRST AND SECOND READING) (PROPOSED NO. 8805)
Clause 27(A),Report No. 45, 1976

(10) A By-Law to Authorize the Execution of an Amending Agreement With Cherney's Furniture World (Additional Costs)

(FIRST AND SECOND READING) (PROPOSED NO. 8806)
Clause 27(B), Report No. 45, 1976'

(11) A By-Law to Authorize the Acquisition of 42 York Street From the Estate of Alice M. Smallridge

(FIRST AND SECOND READING) (PROPOSED NO. 8807)
Clause 32, Report No. 45, 1976

(12) A By-Law to Authorize the Acquisition of Land From Wayne Gay, Trustee (Easement: Former C.N.R. Right-of-Way)

(FIRST AND SECOND READING) (PROPOSED NO. 8808)
Clause 35(B), Report No. 45, 1976

(13) A By-Law to Adopt a Budget for the Year 1976

(THREE READINGS) (PROPOSED NO. 8809)
City Council Meeting No. 10

(14) A By-Law to Levy a Tax of 74.09 Mills on the Dollar Upon the Assessed Value of Residential Land and Farm Property of the City of Kingston for City Council and Public Library Board for the Year 1976

(THREE READINGS) (PROPOSED NO. 8810)
City Council Meeting No. 10

BY-LAWS

(15) A By-Law to Levy a Tax of 87.17 Mills on the Dollar Upon the Assessed Value of Commercial, Professional, Industrial and Manufacturing Property of the City of Kingston for City Council and Public Library Board for the Year 1976

(THREE READINGS) (PROPOSED NO.8811)
City Council Meeting No. 10

(16) A By-Law to Levy a Tax of 7.48 Mills on the Dollar Upon the Assessed Value of Certain Land in the City of Kingston for the Purposes of Defraying the Cost of the Collection and Disposal of Garbage, Ashes and Other Refuse Throughout the Whole Municipality

(THREE READINGS) (PROPOSED NO. 8812)
City Council Meeting No. 10

(17) A By-Law to Levy a Tax of 54.41 Mills on the Dollar Upon the Assessed Value of Residential and Farm Property in the Ctiy of Kingston for the Lawful Purposes of the Frontenac County Board of Education for the Year 1976

(THREE READINGS) (PROPOSED NO. 8813)
City Council Meeting No. 10

(18) A By-Law to Levy a Tax of 60.46 Mills on the Dollar Upon the Assessed Value of Commercial, Professional, Industrial, and Manufacturing Property of the City of Kingston, for the Lawful Purposes of the Frontenac County Board of Education for the Year 1976

(THREE READINGS) (PROPOSED NO. 8814)
City Council Meeting No. 10

(19) A By-Law to Levy a Tax of 30.69 Mills on the Dollar Upon the Assessed Value of Residential and Farm Property in the City of Kingston for the Lawful Purposes of the Frontenac, Lennox and Addington County Roman Catholic Separate School Board for the Year 1976

(THREE READINGS) (PROPOSED NO. 8815)
City Council Meeting No. 10

(20) A By-Law to Levy a Tax of 34.10 Mills on the Dollar Upon the Assessed Value of Commercial, Professional, Industrial and Manufacturing Property of the City of Kingston for the Lawful Purposes of the Frontenac, Lennox and Addington County Roman Catholic Separate School Board for the Year 1976

(THREE READINGS) (PROPOSED NO. 8816)
City Council Meeting No. 10

BY-LAWS (cont'd)

(21) A By-Law to Provide for a Building Permit Deposit for New Buildings and Additions Valued at $10,000 or More (Possible Damage to Streets, Sidewalks, Sewers, Watermains or Any Other Public Work)

(THREE READINGS) (PROPOSED NO. 8817)
Clause 3(a), Report No. 42, 1976

(22) A By-Law to Provide for Conditions for the Issuance of Demolition Permits (Demolition Permits and Extermination of Rodents Before Demolition)

(THREE READINGS) (PROPOSED NO. 8818)
Clause 3(b), Report No. 42, 1976

(23) A By-Law to Provide for a Building Permit Deposit for the Construction of a Swimming Pool (Possible Damage to Streets, Sidewalks, Sewers, Watermains or Any Other Public Work)

(THREE READINGS) (PROPOSED NO. 8819)
Clause 3(c), Report No. 42, 1976

(24) A By-Law to Provide for Land for Park Purposes Pursuant to Section 35(b) of The Planning Act

(THREE READINGS) (PROPOSED NO. 8820)
Clause 3(d), Report No. 42, 1976

(25) A By-Law to Authorize the Execution of a Proposal and Estimate of Cost Pursuant to an Agreement With Her Majesty the Queen, In Right of the Province of Ontario, as represented by the Minister of Transportation and Communications, Entered Into Under The Public Transportation and Highway Improvement Act, R.S.O. 1970, Chapter 201

(THREE READINGS) (PROPOSED NO. 8821)
Clause 5, Report No. 43, 1976

(Note: For the Construction of Queen Street, Barrie to Division Street, and Division Street, Queen to Princess Street)

(26) A By-Law to Appoint a Member of the Kingston Area Planning Board (Councillor V. Maloney)

(THREE READINGS) (PROPOSED NO. 8822)
Clause 12, Report No. 45, 1976

(27) A By-Law to Amend By-Law No. 7631, "A By-Law to Authorize the Purchase of Certain Lands from the Canadian National Railways" (Revise Description - Decrease Cost)

(THREE READINGS) (PROPOSED NO. 8823)
Clause 35(A), Report No. 45, 1976

BY-LAWS (cont'd)

(28) A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures

(SECOND AND THIRD READING) (PROPOSED NO. 8790)
Clause 1, Report No. 35, 1976
Clause 2, Report No. 42, 1976

(29) A By-Law to Authorize the Execution of an Agreement With Mastercraft Construction Corporation Ltd. (Amend Glenarden Phase I Subdivision Agreement to Permit the Release of Lot 115, Registered Plan No. 1615)

(THIRD READING) (PROPOSED NO. 8773)
Clause 3, Report No. 23, 1976

(30) A By-Law to Authorize the Opening of Elliot Avenue From the West Side of Lyons Street to Division Street

(THIRD READING) (PROPOSED NO. 8776)
Clause 4, Report No. 24, 1976

(31) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 1 and 2, Report No. 31)

(THIRD READING) (PROPOSED NO. 8781)
Clauses 1 & 2, Report No. 31, 1976

(32) A By-Law to Authorize the Execution of an Agreement With O.J. Gaffney Limited for the Bath Road and Bridge Reconstruction (Contract No. 75-6W)

(THIRD READING) (PROPOSED NO. 8782)
Clause 4, Report No. 31, 1976

(33) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 82: Provide for a 12 Unit Apartment Building to be Located at 795 Montreal Street)

(THIRD READING) (PROPOSED NO. 8783)
Clause 1, Report No. 32, 1976

(34) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.55± Acre East Side Montreal Street Opposite Hickson Avenue from A One and Two Family Residential to B1.121 Multiple Family Residential)

(THIRD READING) (PROPOSED NO. 8784)
Clause 1, Report No. 32, 1976

BY-LAWS (cont'd)

(35) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Revise Requirements for Group or Row Dwellings; and Revise Home Occupations Section)

(THIRD READING) (PROPOSED NO. 8785)
Clauses 3 & 7, Report No. 32, 1976

(36) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Revise Parking Requirements - Southeast Corner Johnson and Bagot Streets)

(THIRD READING) (PROPOSED NO. 8786)
Clause 5, Report No. 32, 1976

(37) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of The Corporation" (Revise Rate Schedules for Belle Park Fairways, Confederation Basin Marina Docking Facilities, Mooring Space at Drydock, and Pumphouse Steam Museum)

(THIRD READING) (PROPOSED NO. 8789)
Clause 1, Report No. 33, 1976

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Matthews,

That the sympathy of Council be extended to the family of the late former Alderman, Lt. Col. Leroy F. Grant

Local Govt.

CITY COUNCIL MEETING NO. 10

The Regular Meeting of City Council Was Held in the Council Chamber at City Hall on Monday, April 12, 1976, at 8:03 P.M. His Worship Mayor Speal presided.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers, Ald. Webb (15)

TABLING OF DOCUMENTS

Council consented to the addition of Documents No. 5 and 6.

(4) *Annual Report and Review 1974-1975,* by Ministry of Regional Economic Expansion.

(5) *The Forest Scene* published by the Ontario Forest Information Service.

(6) Proposed City of Kingston Flag, designed by Paul Guindon.
Referred to Parks and Recreation Committee.

MINUTES

Moved by Ald. Keyes,
Seconded by Ald. Miller,

That the Minutes of City Council Meetings No. 6, 7, 8 and 9, held March 8, 13, 22 and 26, 1976, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications 247 to 249.

To Be Filed

(216) Copy of the minutes of a meeting of the Executive of the Cataraqui Region Conservation Authority, held March 18, 1976, notifying, among other things, that approval has been given to the Organizing Committee of the 1976 Olympic Games for use of the West Street Boat Ramp as a base for handling spectators for the period just prior to July 19th to the end of July 1976.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(217) Copy of News Release by The Honourable Marcel Lessard, Federal Minister of Regional Economic Expansion, and Darcy McKeough, Treasurer of Ontario, that a subsidiary agreement under the General Development Agreement has been signed which will provide assistance in financing service utilities at industrial sites in key urban centres in northeastern Ontario.

(218) Copy of a letter to Mr. J.K. Tattersall, Vice-President, R.P.A. Consultants Limited, from Mr. C.W. Jones, Director General Yachting, C.O.J.O., Kingston, enclosing a cheque in the amount of $2,906.35, being settlement of a claim over damaged roof patio panels, asking that R.P.A. Consultants Limited arrange to have the equivalent sum credited to their capital construction account which is under the jurisdiction of the City.

(219) From Mr. T.E. Armstrong, Q.C., Deputy Minister of Labour, confirming that the differences between the City and Local 141, C.U.P.E., concerning the terms of a collective agreement have been settled.

(220) From The Honourable Harry Parrott, D.D.S., Minister of Colleges and Universities, acknowledging receipt of the City's letter concerning designation of provincial buildings, and notifying that the letter has been referred to The Honourable Robert Welch, who as Minister of Culture and Recreation, is now responsible for The Ontario Heritage Act.

(221) Copy of a letter to Mr. W.B. Dalton, Director Sailing Services, C.O.J.O., Kingston, from Mr. John A. Parker, Secretary-Treasurer, Cataraqui Region Conservation Authority, notifying that the Executive Committee of the Authority has approved the use of the West Street Boat Ramp as a base of operations for handling spectators.

(222) Copy of a News Release by the Ministry of State and Urban Affairs, Canada, made in Ottawa, March 5, 1976, concerning *Tri-Level Approach to Winnipeg Urban Strategy*, notifying that the federal, provincial and city governments will share financially and technically in the review of the Winnipeg Development Plan, in the development of urban policies, and in the formulation of an urban development strategy for the Winnipeg area.

(223) From Mr. A.A. Ward, Director, Municipal Transportation Branch, Ministry of Transportation and Communications, notifying of the approval of a 1975 subsidy allocation in the amount of $4,175.00 for Transit Operating Deficit for the City of Kingston, which brings the City's total Operating Deficit Subsidy Allocation for 1975 to $337,175.00.

(224) Copy of booklet *Great Lakes Focus on Water Quality* published by the International Joint Commission, dated Summer, 1975, concerning *The Great Lakes-Progress in 1974.*

(225) Copy of *Environment Ontario - LEGACY* dated March/April, 1976, published by the Ministry of the Environment, reporting, among other things, on the restructuring of the Ministry of the Environment which was announced in late January.

(226) Copy of *URBAN FOCUS, Urban Government and Management in the Canadian Federal System*, dated December, 1975, published jointly by the Institute of Local Government and the Institute of Intergovernmental Relations of Queen's University, Kingston.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(227) From W.A. Gray, Director, Realty Services Branch, Ministry of Government Services, notifying that the City's Offer to Sell in regard to Part Lots 1, 2, 3, 4, 5, Plan 13R1520 and Part Lot 2, Plan 13R547, in the amount of $160,000.00 is approved and accepted, subject to Management Board approval and obtaining the necessary Order-in-Council, and that the title of the property will be in the name of Ontario Housing Corporation. (Bagot-Rideau Street Senior Citizens Housing.)

(228) Copies of *Background* dated March 12th, 19th and 26th, 1976, from The Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(229) From Pamela Wing, Assistant Corporate Secretary, Ontario Housing Corporation, acknowledging receipt of the City's letter requesting the Corporation to provide rental housing accommodation on a geared-to-income basis, and notifying that the request has been forwarded to the appropriate officials for attention.(R.32(12)76)

(230) From the Cataraqui Region Conservation Authority notifying of the approval of the City's fill permit to place rock and earth fill for a width of approximately 40' along the southerly side of Bath Road for the Bath Road widening and bridge construction.

(231) From G. Keith Bain, Director, Local Planning Policy Branch, Ontario Ministry of Housing, notifying that the question of fees charged for zoning by-laws and official plan amendments by municipalities has been under consideration for some time, and it is considered better to wait until an overall policy is determined before taking action, due partly to the current financial situation and because of studies being carried out on the subject.

(232) Copy of booklet *Great Lakes Focus on Water Quality* published by the International Joint Commission, dated Winter, 1976, concerning *PCB'S - A Review* (polychlorinated biphenyls).

(233) From N.R. Beckett, Principal, Capreol High School, Capreol, Ontario, thanking Council for the civic reception held recently for the Girls' Curling Teams in the O.F.S.A.A.

(234) From J.K. Macdonald, Director, Children's Services Branch, Ontario Ministry of Community and Social Services, notifying that the 5% increase in their regular monthly payments to Children's Aid Societies is effective April 1, 1976, and that the April cheque will include a retroactive adjustment of 5% for January - March, 1976.

(235) From Mr. G.G. Muirhead, Secretary-Treasurer, Kingston Area Planning Board, notifying that Mr. W. Westlake was elected Vice-Chairman of the Kingston Area Planning Board at their Meeting held April 1st.

(236) Copy of Special Budget Tax Bulletin dated April, 1976, from the Ministry of Revenue concerning retail sales tax and changes thereto as a result of the Ontario Budget of April, 1976.

Which Has Been Referred to the City of Kingston Planning Board

(237) From Headway Corporation Limited requesting a Zone Change from B1 → 65 to B1 to permit revision of specific condition of (2) buildings on site to (3) buildings located on Compton Street.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the City of Kingston Planning Board (cont'd)

(238) From D.L. Hardtman, Q.C., City Solicitor, notifying that Hearings for the City's applications to the Ontario Municipal Board for approval of By-Law No. 8426 (Zone Change - Montreal Street and Highway 401) and By-Law No. 8455 (Zone Change - Northwest Corner Sutherland Drive and Montreal Street) were commenced February 11, 1976, and continued March 15th and 16th, 1976, before Mr. S. Speigel, Ontario Municipal Board Panel Chairman, and that the Board's decision was reserved.

(239) From Mr. D.R. McCann, on behalf of Mary Nesbitt, submitting an Official Plan Amendment Application, which was deemed necessary in addition to the Zone Change application submitted to Council on March 22, 1976, to permit the construction of a six-plex apartment building on the vacant land at 386 Johnson Street.

To Be Referred to the Housing Sub-Committee

(240) Copy of Remarks by the Honourable Barney Danson, Minister of State for Urban Affairs, made to the Atlantic Chapter of the Young Presidents Organization in Halifax, Nova Scotia, on March 24, 1976.

To Be Referred to the Public Works Committee

(241) From T.W. Murphy, P.Eng., District Municipal Engineer, Ministry of Transportation and Communications, notifying that consideration of the City's petition for supplementary subsidy in the amount of $83,300.00 has been deferred, due to constraints on Provincial budgets which make the granting of subsidy for deferable projects unlikely, until such time as budgetary pressures ease.

Which Has Been Referred to the Transportation Committee

(242) From Sands, Pattenden, Gay & Kemp, Barristers and Solicitors for the Kingston Flying Club, concerning the application to the City to permit variation of the existing lease to permit subletting of space to non-aviation type tenants, indicating that in their opinion a letter from Mr. Stevens, Industrial Commission, suggests that the City would prefer to deal directly with Mr. Heron and Mr. Broders which they deem to be interference on the part of the City between arrangements between the Flying Club and Mr. Broders, and asking that their opinion be brought to the attention to the appropriate Committee.

To Be Referred to the Community Centre Board

(243) From Thorne Riddel & Co., Chartered Accountants, enclosing copies of the audit report and financial statements for the Kingston Community Memorial Health and Recreation Centre for the year ended December 31, 1975, and notifying that copies of the reports have been forwarded to the Ministry of Treasury, Economics and Intergovernmental Affairs, as required.

COMMUNICATIONS (cont'd)

To Be Referred to the Finance and Accounts Committee

(244) From the Canadian Federation of Mayors and Municipalities notifying that the 39th Annual Conference of the CFMM will be held in Vancouver, British Columbia, June 15 to June 18, 1976, enclosing pre-conference registration forms and preliminary program and conference information.

Which Has Been Referred to the Finance and Accounts Committee

(245) From Mr. D.G. Dennis, Assistant Manager, Central Mortgage and Housing Corporation, Kingston Office, confirming amendments in the City's original Agency Agreement dated May 12, 1975, asking that the City arrange to have their letter "executed" and thereby amend the agreement to reflect the revisions in the maximum amount of forgiveable loans under R.R.A.P.

To Be Referred to Public Works Committee and Parks and Recreation Committee

(246) From Mrs. Cleo Roblin, President, Portsmouth Villagers, objecting to the erection of any buildings in Portsmouth Park, including the Dome suggested by the Provincial Government, suggesting an alternate location of Garrigan Park.

To Be Filed

(247) Copy of *A.M.O. - LEGISLATIVE BULLETIN* reporting on the progress of legislation, dated February, 1976.

(Copies were distributed to all members of Council with the Council Agenda.)

(248) Copy of *Ontario Budget 1976* and *1976 Ontario Assistance to Local Governments* from the Honourable W. Darcy McKeough, Treasurer of Ontario.

(249) From The Corporation of the City of Brockville notifying of their decision to endorse Council's resolution that fees should be charged for Zoning By-Law and Official Plan Amendments.

BUDGET

(1) Moved by Ald. Gerretsen,
Seconded by Ald. Keyes,

That Council resolve itself into a Committee of the Whole to consider the 1976 Budget by Departments with Mayor Speal in the Chair.

CARRIED

BUDGET (cont'd)

Ald. Keenleyside withdrew from the meeting at 9:47 p.m.

Ald. Timmins withdrew from the meeting at 9:48 p.m.

Ald. Keenleyside returned to the meeting at 9:50 p.m.

Ald. Timmins returned to the meeting at 9:52 p.m.

(2) Moved by Ald. Gerretsen,
Seconded by Ald. Keyes,

That Council rise from the Committee of the Whole and the Chairman report that the 1976 Budget was considered and that there were no changes made.

CARRIED

The Chairman also reported:

(a) That a Motion by Ald. Hawkins and Ald. Miller to reduce the Planning Board overtime by $1,000. was LOST 7:8.

(b) That a Motion by Ald. Timmins and Ald. Matthews that monies received over and above the amount in the budget be placed in a Reserve Fund was ruled "Out of Order".

(c) That a Motion by Ald. Hawkins and Ald. Matthews that $100,000. be deleted from "Contingencies" was LOST 4:11.

(d) That a Motion by Ald. Matthews and Ald. McArthur that $50,000. be deleted from "Contingencies" was LOST 6:9.

(e) That a Motion by Ald. Mackenzie and Ald. Hawkins that a grant of $1,000. be approved to "Limestone Golden Years" was WITHDRAWN.

(f) That a Motion by Ald. Matthews that 3 men be deleted from the Fire Department was LOST for want of a Seconder.

(g) That a Motion by Ald. Miller and Ald. Hawkins that the budget for Kingston Day Care be increased from $36,000. to $43,000. was LOST 4:11.

(3) Moved by Ald. Gerretsen,
Seconded by Ald. Keyes,

That the 1976 Budget, as considered in the Committee of the Whole, be approved and adopted.

CARRIED 12:3
(Ald. Hawkins, Ald. Matthews, Ald. Miller opposed)

PETITIONS

REPORTS

Ald. Keyes presented Report No. 40 of the City of Kingston Planning Board as follows:

Council consented to the amendment of Clause 3 by adding subsection (6).

Moved by Ald. Keyes, Seconded by Ald. Miller, that Report No. 40 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 40

March 23, 1976.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS plans have been submitted for improvements to Artillery Park in accordance with the requirements of the Neighbourhood Improvement area plan; and

WHEREAS the plans have been examined and recommended for approval by the Site Plan Committee and the Technical Planning Committee; and

WHEREAS Planning Board concurs in the recommendation for approval:

THEREFORE BE IT RESOLVED that the following plans dated March 19, 1976, prepared by Smith, Mill and Ross, Architects, and Dieter, Gruenwoldt & Associates Limited, Landscape Architects, be approved:

Architectural

Dwg. No. 2 - Floor Plan
Dwg. No. 3 - Pool Change Room Plan
Dwg. No. 5 - Building Elevations

Landscaping

L-1 - Grading
L-2 - Site Layout
L-3 - Blow up and Details
L-4 - Planting.

CARRIED

2. WHEREAS plans have been submitted for the construction of a new Separate High School by Regiopolis College and the Jesuit Fathers of Upper Canada, to be located at the southwest corner of Russell and Cowdy Streets; and

WHEREAS application has been made for development control approval of the plans; and

REPORTS (cont'd)

Report No. 40 - City of Kingston Planning Board (cont'd)

2. (cont'd)

WHEREAS the plans have been examined by the Site Plan Committee and the Technical Planning Committee and have been recommended for approval by these committees subject to certain conditions; and

WHEREAS Planning Board concurs with the recommendation of the Site Plan and Technical Planning Committees:

THEREFORE BE IT RESOLVED that the following plans, prepared by Dominik, Thompson, Laframboise & Mallette, Architect and Engineers:

Dwg. A6, March 15, 1976 - Revised - Elevations
Dwg. A1, March 15, 1976 - Revised - Site Plan
Dwg. A3, January, 1976 - Ground Floor Plan
Dwg. A4, February 1976 - Second Floor Plan
Dwg. A5, January 1976 - Roof Plan

be approved, subject to the applicant entering into a Development Control agreement with the City, which shall include, among others, the following conditions:

(1) the applicant shall submit a landscaping plan within one year for approval by the City; and

(2) development shall be in conformity with the above listed plans.

(See By-Law 2: No. 8798) *CARRIED*

3. WHEREAS Homestead Land Holdings Limited has applied for approval of a plan of subdivision containing 15.68 acres lying west of Portsmouth Avenue between Nickle Avenue and Johnson Street; and

WHEREAS Council has recommended to the Minister of Housing that the plan be approved subject to conditions; and

WHEREAS on further examination it is apparent that certain of the conditions should be amended or added to:

THEREFORE BE IT RESOLVED that By-Law No. 8788, "A By-Law to Authorize the Execution of a Subdivision Agreement with Homestead Land Holdings Limited (15.68 Acres - Newcourt Fields - Area West of Portsmouth Avenue between Nickle Avenue and Johnson Street)," be amended on third reading to provide that the conditions set out in Clause 11, Report No. 32, be amended as follows:

(1) by deleting the words "King Street between Portsmouth Avenue and Macdonald Avenue" from section (c)(i), and substituting therefor the words "Churchill Street between Mowat Avenue and Macdonald Avenue, and on Church Street between Union and Kennedy Streets," so that section (c)(i) would read:

"the subdivider shall share in the cost of improving downstream sanitary sewers on Churchill Street between Mowat Avenue and Macdonald Avenue, and on Church Street between Union and Kennedy Streets;"

REPORTS (cont'd)

Report No. 40 - City of Kingston Planning Board (cont'd)

3. (cont'd)

(2) by deleting section (c)(ii), which reads as follows:

"storm sewer drainage shall be to the west over land within a previously approved subdivision (File 01-10T-7404), through agreement with the owner;"

and substituting therefor a new section (c)(ii), as follows:

"storm sewer drainage of the majority of the subdivision shall be to the west over land within a previously approved subdivision (File 01-10T-7404) through agreement with the owner;"

(3) by adding the following provision for a sidewalk to section (c)(iii):

"along the south boundary of Nickle Avenue from the westerly boundary of the subdivision to Curtis Crescent;"

(4) by deleting section (c)(x), which reads as follows:

"The subdivider shall construct a 48" high chain link fence along the east boundary of Block D and the park site."

(5) by adding the following as section (d):

"For the purpose of informing prospective purchasers the subdivider shall agree to a covenant being placed on title to the land indicating that relatively shallow sanitary sewer depth within the subdivision limits depths of basements."

(6) by adding the following as section (c) (xii):

"Briscoe Street (now Old Oak Road) shall be reconstructed to 28' width, with curb and gutter, from the south edge of Johnson Street pavement to the north limit of the subdivision."

- and further -

that the Minister of Housing be notified of the foregoing amendments.

CARRIED AS AMENDED

4. That, as recommended by the Site Plan Committee, the following plans for the design of two 7-storey apartment buildings in the Newcourt Fields Subdivision (west of Portsmouth Avenue between Nickle Avenue and Johnson Street) by Homestead Land Holdings Limited:

REPORTS (cont'd)

Report No. 40 - City of Kingston Planning Board (cont'd)

4. (cont'd)

Dwg. OS-1, dated 15 February 1976 - Outside Services and Grading, prepared by N.D. Garbutt, P.Eng.; and
Dwg. A-SK-2, dated 8 March 1976 - Apartment Building Elevations, prepared by MacLennan Associates Architects

be approved, subject to the following condition:

(1) that the applicant submit a landscaping plan to be approved by the City.

CARRIED

5. WHEREAS the Ontario Home Renewal Program is scheduled to be only a three year program, with termination following the 1976-1977 fiscal year; and

WHEREAS the OHRP Program is enacted under the Housing Development Act; and

WHEREAS the provisions of the Housing Development Act which relate to the OHRP Program will be reviewed by the Provincial Assembly in 1976 to determine whether this program should be continued, and if so, what amendments are required to the legislation:

THEREFORE BE IT RESOLVED that, as requested by the Ontario Association of Property Standards Officers, Council record its endorsation of the OHRP Program, and recommend to Mr. Keith Norton, M.L.A. for Kingston and the Islands that the program be continued.

CARRIED

Clause 6, as follows, formerly Clause 1, Report No. 37, 1976, which had been referred back to Council, was then considered.

6. WHEREAS plans have been submitted for the establishment of a new Central Public Library on City-owned land at the corner of Bagot and Johnson Streets; and

WHEREAS the plans have been examined by the Site Plan Committee and the Technical Planning Committee and have been recommended for approval by these committees, subject to a landscaping plan being submitted; and

WHEREAS Planning Board concurs with the recommendation of the Site Plan and Technical Planning Committees:

THEREFORE BE IT RESOLVED that the following plans prepared by Lily Inglis and Wilfred Sorensen, Associated Architects:

Drawing W1, dated March 1976 - Site Plan;
Drawing W10, dated February 1976 - Elevation, North a
South; and
Drawing W11, dated February 1976 - Elevation, East an
West;

REPORTS (cont'd)

Report No. 40 - City of Kingston Planning Board (cont'd)

6. (cont'd)

be approved, subject to the following condition:

(1) That the applicant submit a landscaping plan for approval by the City.

CARRIED

Respectfully submitted,

(signed) *K. Keyes (Chairman)*
Judith Mackenzie
K.W. Matthews
Lois Miller
D.G. Timmins

* * *

Ald. Gerretsen presented Report No. 41 of the Transportation Committee as follows:

Moved by Ald. Gerretsen, Seconded by Ald. Allmark, that Report No. 41 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 41

To The Mayor and Aldermen March 24, 1976

The Transportation Committee reports and recommends as follows:

1. That, as amended, third reading be given to the proposed agreement between the City of Kingston and Huron Chemicals Limited for the rental of approximately 2 acres of land east and south of the R.C.A.F. building, approximately 410 feet deep and 180 feet wide from the peripheral fence on the east side of the site at Norman Rogers Airport, at a rate of $150.00 per month for the first year.

Note: i) Clause 6 of the agreement to be amended by deleting the words, "shall have full and free access to every part of the said land and building", and by adding therefor the words, "shall have access to the building only during construction and expansion periods."

ii) The execution date to be amended from April 1st, to May 1st, 1976.

iii) The company will not agree to a reduction in the 20 year term of the lease.

REPORTS (cont'd)

Report No. 41 - Transportation Committee (cont'd)

1. (cont'd)

Note (cont'd)

iv) During the second and subsequent years, the rent shall be adjusted by the same percentage as the Consumer Price Index of Statistics Canada changed during the preceding twelve months.

CARRIED

April 7, 1976

2. That, for security purposes, the following streets be closed to through traffic, 24 hours a day, from June 19th to August 1st, 1976, inclusive:

COLLINGWOOD STREET - #93 Collingwood Street to King Street
ALBERT STREET - #148 Albert Street to King Street
QUEEN'S CRESCENT - #175/176 Queen's Crescent to the west end of the driveway at Victoria Hall (at 104 Queen's Crescent)
STUART STREET - Albert Street to #224 Stuart Street

and that unmanned barricades be erected, 24 hours a day, June 19th to August 1st, 1976, on the following streets:

COLLINGWOOD STREET - Immediately south of the driveway at house number 93 Collingwood Street
QUEEN'S CRESCENT - Immediately east of the driveways at 175 and 176 Queen's Crescent
QUEEN'S CRESCENT - Immediately west of the west end of the driveway at Victoria Hall
ALBERT STREET - At a point between house number 148 and 152 Albert Street
STUART STREET - Outside house number 224 Stuart Street
KING STREET - North side, at Albert Street

and further, that a manned barricade be erected, 24 hours a day, June 19th to August 1st, 1976, on the following street:

KING STREET - North side, at Collingwood Street

and further, that "No Thoroughfare" signs be erected as follows:

UNION STREET - At Collingwood Street and Albert Street
QUEEN'S CRESCENT - At University Avenue
QUEEN'S CRESCENT - At Beverley Street
STUART STREET - At St. Lawrence Avenue
KING STREET - At Collingwood Street
KING STREET - At Albert Street

(See By-Law 3: No. 8799)

CARRIED

REPORTS (CONT'D)

Report No. 41 - Transportation Committee (cont'd)

3. That the following areas become "No Parking - Tow Away" Zones, 24 hours a day, from June 19th to August 1st, 1976, inclusive:

KING STREET - North side, from Albert Street to Collingwood Street
COLLEGE STREET - Both sides, from Union Street to a point opposite house number 72 College Street (Donald Gordon Centre)
UNION STREET - Both sides, from Livingstone Avenue to Alwington Avenue
QUEEN'S CRESCENT - Both sides, from house number 175 Queen's Crescent to University Avenue
STUART STREET - Both sides, from Albert Street to house number 224 Stuart Street
COLLINGWOOD STREET - Both sides, from King Street to house number 93 Collingwood Street
ALBERT STREET - Both sides, from King Street to house number 148 Albert Street

(See By-Law 3: No. 8799) *CARRIED*

4. That the streets south of Union Street (between and excluding Sir John A. Macdonald Blvd. and Mowat Avenue) be closed from July 12th to August 1st, 1976, inclusive, from 6:00 a.m. to 8:00 p.m. (or earlier if conditions permit) each day, to through traffic, with the exception of residents' vehicles and those vehicles accredited by C.O.J.O. The streets are:

KING STREET - Mowat Avenue to Sir John A. Macdonald Boulevard
YONGE STREET - Union Street to the Waterfront
GARDINER STREET - Union Street to King Street
CHURCH STREET - Union Street to King Street
KENNEDY STREET - Church Street to Gardiner Street
RICHARD STREET - Mowat Avenue to Yonge Street

and that unmanned chain barricades be placed on the following streets:

UNION STREET - South side, at Gardiner Street and Church Street
MOWAT AVENUE - East side, at King Street
YONGE STREET - West side, at Grange Street
MOWAT AVENUE - East side, at Richard Street
YONGE STREET - West side, at Logan Street

and further, that manned barricades be placed on the following streets:

UNION STREET - South side, at Yonge Street
SIR JOHN A. MACDONALD - West side, at King Street

(See Following Motion)

REPORTS (CONT'D)

Report No. 41 - Transportation Committee (cont'd)

Moved by Ald. Keyes,
Seconded by Ald. Webb,

That Clause 4, Report No. 41, be amended by deleting the words "or earlier" in line 4 and substituting therefore the words "or for shorter periods,".

CARRIED

Clause 4, as amended, was then considered.

4. That the streets south of Union Street (between and excluding Sir John A. Macdonald Blvd. and Mowat Avenue) be closed from July 12th to August 1st, 1976, inclusive, from 6:00 a.m. to 8:00 p.m. (or for shorter periods, if conditions permit) each day, to through traffic, with the exception of residents' vehicles and those vehicles accredited by C.O.J.O. The streets are:

KING STREET - Mowat Avenue to Sir John A. Macdonald Boulevard
YONGE STREET - Union Street to the Waterfront
GARDINER STREET - Union Street to King Street
CHURCH STREET - Union Street to King Street
KENNEDY STREET - Church Street to Gardiner Street
RICHARD STREET - Mowat Avenue to Yonge Street

and that unmanned chain barricades be placed on the following streets:

UNION STREET - South Side, at Gardiner Street and Church Street
MOWAT AVENUE - East side, at King Street
YONGE STREET - West side, at Grange Street
MOWAT AVENUE - East side, at Richard Street
YONGE STREET - West side, at Logan Street

and further, that manned barricades be placed on the following streets:

UNION STREET - South Side, at Yonge Street
SIR JOHN A. MACDONALD - West side, at King Street

(See By-Law 3: No. 8799)

CARRIED AS AMENDED 14:1

5. That the following areas become "No Parking - Tow Away" Zones from 6:00 a.m. to 6:00 p.m. during the period June 5th to August 1st, 1976, inclusive:

KING STREET - Mowat Avenue to Sir John A. Macdonal
GRANGE STREET - Mowat Avenue to Yonge Street
RICHARD STREET - Mowat Avenue to Yonge Street
LOGAN STREET - Mowat Avenue to Yonge Street
MOWAT AVENUE - King Street to the end of Mowat Aver

REPORTS (CONT'D)

Report No. 41 - Transportation Committee (cont'd)

5. (cont'd)

CHURCH STREET - Union Street to King Street
YONGE STREET - Union Street to the Waterfront
GARDINER STREET - Union Street to King Street
KENNEDY STREET - Union Street to Gardiner Street
SIR JOHN A. MACDONALD - Union Street to King Street
UNION STREET - Sir John A. Macdonald Blvd. to Mowat Avenue

and further, that the following areas become"No Parking - Tow Away"Zones, 24 hours a day, during the period June 19th to August 1st, 1976, inclusive:

KING STREET - Sir John A. Macdonald Blvd. to Yonge Street
YONGE STREET - King Street to the end of Yonge Street

(See By-Law 3: No. 8799) CARRIED

6. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that parking be prohibited on the east side of Ontario Street, between Brock Street and Market Street on the afternoon of June 5th, 1976.

Note: To celebrate the 50th anniversary of the Royal Canadian Legion, a two vehicle cavalcade will be met at Highway #401 and Division Street, and will be escorted to the Memorial Centre where a torch will be lit and carried down Frontenac Street, Princess Street and Ontario Street to City Hall, where a ceremony involving Legionaires and civic officials will take place at approximately 5:00 p.m.

(See By-Law 4: No. 8800) CARRIED

Respectfully submitted,

(signed) J.P. Gerretsen (Chairman)
G. Allmark
T.D. French
J. Hawkins
D.J. Travers

* * *

Ald. Webb presented Report No. 42 of the Community Services Committee as follows:

Moved by Ald. Webb, Seconded by Ald. Matthews, that Report No. 42 of the Community Services Committee be received and adopted clause by clause.

REPORTS (cont'd)

REPORT NO. 42

TO THE MAYOR AND ALDERMEN MARCH 25TH 1976.

The Community Services Committee reports and recommends as follows:

1. That Council endorse the intent of the petition to be addressed to news stands and many other stores, from Deaconess Marian Jean Woodman, Kingston Gospel Temple, having 125 signatures reading as follows:

"WE the undersigned oppose strongly the many pornographic magazines and books that are being sold in your store. Such reading and visual material as you are selling is demoralizing our citizens, and having a profoundly degrading effect, particularly on young people. If you see fit to continue displaying and selling such reading material, I suggest that concerned people will be forced to join ranks against you and take steps that will curtail the filth that is being foisted on the citizens of this City".

CARRIED 8:7
(See Recorded Vote)
(See Following Motion Which Was LOST)

Ald. Webb requested a Recorded Vote on Clause 1, Report No. 42, which was as follows:

YEAS: Ald. Allmark, Ald. Hawkins, Ald. Keenleyside, Ald. Matthews, Ald. McArthur, Ald. Timmins, Ald. Travers, Ald. Webb (8)

NAYS: Mayor Speal, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Keyes, Ald. Mackenzie, Ald. Miller (7)

Moved by Ald. Allmark,
Seconded by Ald. McArthur,

That Clause 1, Report No. 42, be referred back to Committee.

LOST 6:9

Mayor Speal withdrew from the meeting at 10:40 p.m.

Ald. Gerretsen assumed the Chair.

Ald. Allmark withdrew from the meeting at 10:43 p.m.

REPORTS (cont'd)

Report No. 42 - Community Services Committee (cont'd)

2. That By-Law No. 8790, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" be amended on second reading as follows:

A) That as recommended by the Ontario Building Officials Association and by the Chief Building Inspector provision be made for the payment of the following permit fees and charges:

TYPE OF PERMIT	RECOMMENDED FEE	PRESENT FEE
New Buildings, Alterations, Additions, Moving and Repairs	$4.00 per $1,000 or portion thereof of the total valuation of the work. Minimum Fee $10.00.	Less than $50.00 no fee. Estimated Cost over $50. and not over $1,000- $2.00. Est.Cost over $1,000 -$2.00 for each additional $1,000 or portion thereof.
Demolition	Permit fee of $10.00 or $4.00 per 1,000 sq. ft. of gross floor area or portion thereof whichever is greater.	50,000 cu.ft.or less - $2.00 50,000 cu.ft.- 100,000 cu.ft.-$3.00 Each Additional 50,000 cu.ft.-$1.00.
Gasoline and Fuel Oil Tank Installations	New installations-$10.00 per 1,000 gallon capacity or portion thereof in excess of 1,000 gallons. Relocation - $1.00 per 10,000 gallons capacity or portion thereof in excess 10,000 gallons. Min. Fee $10.00.	1,000 gals. or under $2.00 1,000-10,000 gallons 3.00 each additional 10,000 gallons 1.00
Fire Escapes	$2.00	$2.00
Swimming Pools	$4.00 per $1,000 or portion thereof of the total valuation of the work. Min. Fee $10.00	Less than $50.00 no fee. Est. cost over $50 and not over $1,000 - $2.00 Est.cost over $1,000 -$2.00 for each additional $1,000 or portion thereof.

REPORTS (cont'd)

No. 42 - Community Services Committee (cont'd)

2. (cont'd)

TYPE OF PERMIT	RECOMMENDED FEE	PRESENT FEE
Occupancy Permit	$10.00 per storey.	New Fee under Legislation.
Change of Occupancy Permit	$10.00 plus any additional fee required by any required alterations or construction.	New Fee.
	OTHER CHARGES	
Permission to Occupy While Work Proceeding Under Permit.	$10.00 per storey in addition to occupancy permit fee of $10.00 per storey.	New Fee.
# Work Commenced Prior to Application for a Permit.	Appropriate fee will be charged based on the total value of the entire work to be performed and exclusive of any part into which the application for permit may be subdivided plus 20%.	New Fee.
# Work Commenced After Application for Permit has been made but before the permit has been issued.	Appropriate permit fee as set out above plus 10%.	New Fee.

# Payment of the increased fee shall be for the purpose of compensating the municipality for additional work created in the plan examination and inspection process and shall not exempt any person from compliance with the provisions of the by-law or from any penalty prescribed in law.

Certification of Plans	Same Fee as for building and demolition permits.	New Fee.
Permits Issued on Basis of Certified Plans	60% of the required fee for building and demolition permits.	New Fee.
Renewal or Assigning of Permit	$10.00 or one-half the original permit fee, whichever is the lesser.	New Fee.

REPORTS (CONT'D)

No. 42 - Community Services Committee (cont'd)

2. (cont'd)

TYPE OF PERMIT	RECOMMENDED FEE	PRESENT FEE
Written Request for Information with Regard to Existing or Partially Constructed Buildings re: i) Compliance with municipal by-law. ii) Whether there are any outstanding work orders.	$10.00 payable prior to the release of the requested information.	
Written Request for Special Inspection re Maintenance Suitability or Compliance re buildings where no work is progressing under permit.	$20.00 or $1.00 per ten thousand sq. ft. of gross floor area of the building or portion thereof inspected whichever is greater payable prior to release of the requested information.	
Written Request for special inspection of Work Progressing Under Permit.	$20.00 or $1.00 per ten thousand square fee of gross floor area of the work authorized by the permit whichever is greater payable prior to release of the requested information.	-

B. To provide for refund of permit fees in cases of the abandonment of all or a portion of the work, or the non-commencement of any project said refund of permit fees to be calculated as follows:

i) 90% if the authority having jurisdiction has performed administration functions only.

ii) 75% if the authority having jurisdiction has performed administration and zoning functions only.

iii) 50% in the event that the authority having jurisdiction has performed administration, zoning and non-structural plan examination functions only.

iv) 35% if the authority having jurisdiction has performed administration, zoning, and all other plan examination functions but no field inspection.

v) 5% shall be deducted for each field inspection that has been performed after the permit has been issued.

No refund accruing of less than $5.00 will be refunded.

REPORTS (CONT'D)

No. 42 - Community Services Committee (cont'd)

2. (cont'd)

C. That By-Law No. 8790 come into force and effect on May 12th 1976 and By-Law No. 7818, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" be repealed effective the same date.
(See By-Law 28: No. 8790) *CARRIED 13:0*

Ald. Travers withdrew from the meeting at 10:46 p.m.

3. WHEREAS under Bill No. 62, "An Act to Provide for an Ontario Building Code", municipalities may pass by-laws to regulate certain matters as specifically set out in the Bill;

AND WHEREAS it has therefore been necessary to pass a new By-Law and to Repeal By-Law No. 7818;

THEREFORE BE IT RESOLVED that by-laws be passed as follows to provide for requirements previously set out in By-Law No. 7818:

a) To provide for a deposit re possible damage to City streets, sidewalks, sewers, etc. during construction of new buildings and additions valued at $10,000 or more.

b) To provide for a deposit re demolition permits to ensure that the land is cleared and freed from rubbish and debris, etc. and to provide for the extermination of rodents.

c) To provide for a deposit for construction of swimming pools re possible damage to services or littering of streets.

d) To provide for land for park purposes according to Section 35(b) of the Planning Act.

(See By-Laws 21,22,23 & 24: Nos. 8817, 8818, 8819 & 8820) *CARRIED 12:0*

4. That the Council of the Corporation of the City of Kingston approves "FOLKLORE '76" as a Community Festival to be held June 11, 12 and 13th 1976 at the following locations within the City of Kingston:

Ukrainian Hall, 472 Bagot Street.
Polish National Hall, 65 Russell St.
Knights of Columbus Hall, Concession St.
Calvin Park School, 164 Van Order Drive.
Steelworkers Hall, Concession St.
Oddfellows Hall, 394 Princess St.
Sir Thomas More School, Norman Rogers Drive.
Greek Community Hall, 119 Johnson Street.

REPORTS (cont'd)

Report No. 42 - Community Services Committee (cont'd)

4. (cont'd)

subject to the approval of the School Boards with regard to use of the school facilities.

NOTE: This resolution is necessary to obtain a special occasion permit under Section 36(1) of The Regulations under the Liquor Licence Act, 1975 for the serving of liquor during the event.

CARRIED 12:0

Respectfully submitted,

(signed) *G.L. Webb* (Chairman)
K.W. Matthews
G. Allmark
Neil McArthur
Lois E. Miller

* * *

Ald. Webb withdrew from the meeting at 10:48 p.m.

Ald. Breen presented Report No. 43 of the Public Works Committee as follows:

Moved by Ald. Breen, Seconded by Ald. French, that Report No. 43 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 43

April 5, 1976

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the account of Al Koender's Body and Paint Shop, in the amount of $802.04, for repairs carried out to City vehicle #329, be paid.

Note The Mechanic Foreman has reported that experience has shown that work performed by Koender is usually the cheapest and by having Koender do the work City Mechanics are able to do some of the repair work themselves, and for these reasons quotations were not invited from other firms.

The Committee has decided that, in future, quotations will be invited for all vehicle repair work that will exceed $500.00.

CARRIED 11:0

REPORTS (CONT'D)

Report No. 43 - Public Works Committee (cont'd)

Ald. Webb returned to the meeting at 10:49 p.m.

Ald. Allmark and Ald. Travers returned to the meeting at 10:50 p.m.

Ald. Keyes withdrew from the meeting at 10:53 p.m.

2. That a By-law be presented to Council to repeal By-law No.181 - A By-law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse - and amendments thereto, and that a new By-law No.181, in the form attached hereto as Schedule "A", be passed.

(See following Motion)

Moved by Ald. Keenleyside,
Seconded by Ald. Hawkins,

That Schedule "A" to Clause 2, Report No. 43, be amended in Section 5 by deleting the words "the City Engineer" and substituting therefore the words "City Council".

CARRIED 13:0

Clause 2, with Schedule "A" thereto amended, was then considered.

2. That a By-Law be presented to Council to repeal By-Law No. 181 - A By-Law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse - and amendments thereto, and that a new By-Law No. 181, in the form attached hereto as Schedule "A", be passed.

CARRIED WITH SCHEDULE "A" AMENDED 13:0

3. That the quotation of ITT Grinnell, 10 North Queen St., Toronto, to supply valves and pipes, etc., for the Okill St Pumping Station piping system, as listed in the Purchasing Agent's Inquiry No.76/10, at a price of $15,819.36 less 2% fifteenth of the month following acceptance, plus Federal and Provincial Sales Taxes, f.o.b. Kingston, be accepted being the lowest quotation received, and that the expenditure be charged to By-law No.8207 - A By-law to Authorize Improvements to the Okill St Pumping Station to Provide for an Increase in the Pumping Capacity.

Note The price quoted above is firm except for two 12-inch check valves, which are qualified as price in effect at time of shipment.

CARRIED 13:0

REPORTS (CONT'D)

Report No. 43 - Public Works Committee (cont'd)

4. That the Contract awarded in 1975 to Standard Chemicals Ltd (now known as Stanchem) to supply the liquid chlorine requirements of the City of Kingston and the Public Utilities Commission, be continued for the balance of the year 1976 because of the price advantage, subject to the concurrence of the Public Utilities Commission.

CARRIED 13:0

5. That a By-law be presented to Council to authorize the execution of a Connecting Link Agreement with The Ministry of Transportation and Communications to reconstruct Queen St from Barrie to Division St., and Division St from Queen to Princess St., under By-law No.7365 - A By-law to Authorize the Reconstruction of Certain Pavements (General Rate) - at an estimated cost of $73,028.49; Corporation's Share $18,257.12; Anticipated M.T.C. Subsidy $54,771.37.

(See By-Law 25: No. 8821) *CARRIED 13:0*

6. That, since Ontario Liquid Waste Disposal Ltd., are unable to meet their contract obligations to supply Ferric Chloride, and since present indications are that the Water Pollution Control Plant will require approximately 700 gallons of Ferric Chloride per day at an estimated cost of $2,000.00 per week, and since Diversey Environmental Products Ltd., have indicated that they can continue to supply the material at their tendered price for the immediate future, Ferric Chloride be purchased from Diversey Environmental Products Ltd., as and when required, at an estimated average cost not to exceed $2,000.00 per week.

CARRIED 13:0

Respectfully submitted,

(signed) *B.E. Breen* (Chairman)
T.D. French
Judith M. Mackenzie
Neil McArthur
D.J. Travers

Schedule "A" to Publi
Works Report No.43
(AS AMENDED)

BY-LAW NO. 181

A BY-LAW TO PROVIDE FOR THE COLLECTION, REMOVAL AND DISPOSAL OF GARBAGE, ASHES AND OTHER REFUSE.

The Council of the Corporation of the City of Kingston enacts as follows:

1. For the purpose of this by-law, the foregoing words shall have the meaning given herein:

   (a) "Garbage" shall mean all rejected, abandoned, or discarded household waste, either animal or vegetable, wearing apparel, sweepings, and all refuse matter except "ashes". But, in the case of any hotel, restaurant, or apartment house with restaurant in connection, requiring more than two collections of garbage per week, "garbage" shall mean table and kitchen waste consisting of animal and vegetable matter only, with which no other waste product or material shall be mixed.

   (b) "Ashes" shall mean the refuse of any household fuel after such fuel has been consumed by fire and soot.

   (c) "Householder" shall mean any owner, lessee, or tenant in the case of any single family or duplex dwelling excluding such dwellings when occupied by persons unrelated by blood or marriage and any owner, lessee of the building, or building superintendent in the case of all other buildings including single family and duplex dwellings occupied by persons unrelated by blood or marriage.

2. The collection, removal and disposal of garbage, ashes, and other refuse within the City of Kingston shall be under the control of the City Engineer, who shall be responsible to the Public Works Committee of the City Council. The said City Engineer is hereby authorized and directed to see that all garbage, ashes, and other refuse is properly collected, removed and disposed of.

3. The Corporation shall provide such vehicles and equipment as may be necessary for the collection, removal and disposal of said garbage, ashes, and other refuse, said vehicles and equipment to be of a sanitary type.

4. The City Engineer shall see that said vehicles call and remove all garbage, ashes, and other refuse from premises within the City, in the manner laid down by the Public Works Committee.

5. The days and hours for removing the garbage, ashes and other refuse shall be fixed by City Council.

6. The householder shall provide at least one galvanized iron or plastic covered receptacle or plastic garbage bags for garbage and other refuse and a type approved by the City Engineer for ashes. All garbage shall be deposited or placed therein after being previously rolled in paper. The gross weight of any container including garbage, other refuse, or ashes must not exceed either sixty pounds or three cubic feet.

7. Receptacles shall be provided and maintained in good condition, in sufficient numbers to contain all ashes, kitchen or table waste produced in, or emanating from every dwelling, hotel, restaurant, apartment house, public institutions, or other premises, and each receptacle shall be provided with a good water-tight cover, which shall at all times remain in position, so as to preclude ingress and egress of flies, or the escape of odors therefrom.

8. Householders shall thoroughly strain all table and kitchen waste before placing it in garbage receptacles, and no such refuse of the consistency of swill shall be collected from any premises whatsoever.

9. Notwithstanding anything to the contrary herein, no material such as rags soaked with gasoline or oil and no highly combustible waste of any kind shall be collected, and no person shall mix any such material with anything collected or shall deposit any such waste at the Transfer/Resource Recovery Facility; and all such material to be disposed of shall be brought to the Storrington Landfill Site at the expense of the owner or possessor of same, in properly closed metallic receptacles, and unmixed with other refuse.

10. Should the householder of any premises neglect to procure proper receptacles or should he neglect to put in said receptacles said ashes, and garbage and other refuse wrapped in paper, as above provided, then the collector shall call at the building on the occupant's premises and notify him of such neglect and if the neglect is repeated the foreman shall report the same to the City Engineer.

11. Householders shall not mix ashes with garbage. Materials defined as ashes shall be deposited in a separate container from a container used for materials defined as garbage. It shall be the responsibility of any person placing out ashes for collection to ensure that they are completely inert and not a fire hazard.

12. The receptacles shall be placed by the householder as close as possible to the sidewalk or curb opposite to the premises on the day and the hours of removal appointed. Should the premises abut in a lane, the receptacles shall be placed upon the premises with a door opening into the lane or in any other place at the discretion of the City Engineer, but in no case shall a receptacle be kept in a lane.

13. No person shall place out any receptacles on the street allowance before 5:00 p.m. on the day prior to garbage collection.

14. The receptacles shall be removed from the street allowance prior to 12 midnight on the day of collection as well as material refused for collection.

15. Waste paper or branches of trees placed for removal shall be securely tied in bundles not exceeding three feet in length and two feet in any other dimension. The bundles shall not exceed 50 pounds in weight and shall be placed close to the receptacle reserved for garbage. Dry refuse may be placed out in cardboard cartons if securely tied or fastened with cord. Empty cardboard cartons must be broken down and tied in bundles.

16. The garbage collector shall gather up any refuse or garbage which has fallen on the ground from the receptacles while the contents of the same are being emptied into the garbage vehicles and shall handle all receptacles with due care.

17. All garbage and combustible refuse shall be taken by the collectors to the Transfer/Resource Recovery Facility or Storrington Landfill Site.

18. The collection of garbage by persons other than the collectors appointed by the Public Works Committee is hereby prohibited, except by the permission of the said Public Works Committee provided that the collector has an approval certificate from the Ministry of the Environment.

19. No person shall break, damage or take away any such receptacles or the cover thereof nor turn over or upset the contents thereof. No person shall deposit garbage, ashes or other refuse in a receptacle not belonging to him.

20. No person shall throw, cast or lay or cause to be thrown, cast or laid or disturb or interfere with any garbage, ashes, or other refuse in the street, lane, alley, private or public way or in any public square, place or vacant lot except the same be placed for the purpose and in the manner prescribed by this by-law.

21. The rate and charges in respect hereto shall, subject to the Council, be collected by the Collector of Taxes under the directions of the said City Council.

22. The expense of the collection, removal and disposal by the Corporation of garbage, ashes and other refuse throughout the whole municipality shall be borne by the owners and occupants of the land therein and an annual special rate shall be imposed upon such land according to its assessable value, sufficient to defray the expense of such collection, removal and disposal and except for the land

BY-LAW NO. 181 4.

22. (cont'd)

and buildings of places of worship, no land within the municipality shall be exempt from the said annual special rate, anything in any general or special Act or any by-law to the contrary notwithstanding. The said annual special rate shall be placed upon the Collector's Roll during the year in which the same is to be collected and shall be collected in like manner and at the same time as all other municipal taxes.

23. Effective February 26, 1976 the Transfer/Resource Recovery Facility will be open between the hours of 8:00 a.m and 4:00 p.m. Monday to Friday except statutory holidays and from 8:00 a.m. to 3 p.m. on Saturday. The Storrington Landfill Site will be open one hour later.

24. Effective January 1, 1976 the rates for disposal of brush and wood wastes at the Storrington Landfill Site are as follows:

Single axle truck or equivalent	-	$ 5.80
Tanden axle truck or equivalent	-	$11.60

25. The owner of every hotel, apartment house, tenement or building in which more than two families dwell, abide or live, shall supply proper containers for the use of each apartment or family, dwelling, abiding or living therein, and such owner shall arrange for the placing of all such receptacles at the point of collection at the proper times of call.

26. In addition to other remedies that the City may have through legal action, the City may remove garbage, ashes and other refuse placed out in violation of the By-law or move empty containers behind the building line if left out in violation of the By-law and recover the cost of such action in a like manner to taxes.

Note (The wording of Section 26 is subject to the approval of the City Solicitor).

REPORTS (cont'd)

Ald. Keenleyside presented Report No. 44 of the Parks and Recreation Committee as follows:

Moved by Ald. Keenleyside, Seconded by Ald. Timmins, that Report No. 44 of the Parks and Recreation Committee be received and adopted.

Mayor Speal returned to the meeting at 10:59 p.m. and assumed the Chair.

Ald. Keyes returned to the meeting at 10:59 p.m.

REPORT NO. 44

April 6, 1976

To the Mayor and Aldermen,

The Parks and Recreation Committee recommends as follows:-

1. That the account of Spalding Co. Ltd. in the amount of $867.00 for the supply of golf balls for the Belle Park Fairways, be approved.

CARRIED 14:1
(Ald. Travers Opposed.)

Respectfully submitted,

(signed) J.L. Keenleyside (Chairman)
D.G. Timmins
J. Hawkins
Judith Mackenzie
K.W. Matthews

* * *

Ald. McArthur withdrew from the meeting at 11:00 p.m.

Ald. Gerretsen presented Report No. 45 of the Committee on Finance and Accounts as follows:

Moved by Ald. Gerretsen, Seconded by Ald. Keenleyside, that Report No. 45 of the Committee on Finance and Accounts be received and adopted clause by clause.

REPORTS (cont'd)

REPORT NO. 45

March 13, 1976

To the Mayor and Aldermen:

The Committee on Finance and Accounts reports and recommends as follows:

1. That the $30,000. provision for uncollectable taxes, as provided in the 1976 Budget, be transferred to Allowance for Uncollectable Taxes.

CARRIED 14:0

Ald. McArthur returned to the meeting.

2. That the Children's Aid Society of the City of Kingston and County of Frontenac Budget for 1976 in the amount of $791,111.00 (the City's share of which is $130,926.00), be approved.

CARRIED 15:0

At the request of Ald. Gerretsen Clause 3 was divided and Sections (a) and (b) were considered and voted upon separately.

3. That as provided in the 1976 Budget the Grants listed on Pages 18.3, 18.4, 18.5 and 18.6 of the Finance Committee Budget be approved for payment on or after May 21, 1976, it being understood:

   a) That approved grants for which no request has or is received will not be paid until the request, supported by the required information, is received;

   CARRIED

   b) That the grant of $12,000.00 to provide a civic dinner for those involved in the 1977 International Plowing Match, to be held in the Kingston area in September 1977, be placed in a reserve fund, for payment in 1977, since the present Council cannot commit the 1977 Council to this expenditure.

CARRIED 11:4

(Note: Vote of 2/3 of Members of Council Required, i.e. 10.)

(See Motion of Amendment Which Was LOST.)

REPORTS (cont'd)

Report No. 45 - Finance and Accounts Committee (cont'd)

3. (b) (cont'd)

Moved by Ald. Mackenzie,
Seconded by Ald. Hawkins,

That Clause 3 (b) be amended by reducing the amount of the grant from $12,000.00 to $6,000.00, and that a recommendation be made to the next Council to review the situation in 1977, at budget time.

LOST 7:8
(See Recorded Vote)

Ald. Webb requested a Recorded Vote on the Motion of Amendment which was as follows:

YEAS: Ald. Breen, Ald. Gerretsen, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller (7)

NAYS: Mayor Speal, Ald. Allmark, Ald. French, Ald. Keenleyside, Ald. Keyes, Ald. Timmins, Ald. Travers, Ald. Webb (8)

April 7, 1976

4. That NO ACTION be taken to endorse the following resolution of the Town of Hawkesbury:

> *"WHEREAS most if not all of the municipalities of Ontario are members of the Association of Municipalities of Ontario,*
>
> *AND WHEREAS the members of the Board of Directors of the Association represent all the municipalities who are members of the Association,*
>
> *AND WHEREAS municipalities have to bear the travelling and accommodation expenses because their representatives have been selected to sit on the Board of Directors of the Association,*
>
> *Be it Enacted that the Association bear the costs for travelling, lodging, meals and other out-of-pocket expenses incurred by the members of the Board of Directors while attending the meetings."*

CARRIED

5. That the action of the Mayor and City Treasurer in accepting the bid of A.E. Ames Co. Ltd. for the sale of $3,000,000. City of Kingston Treasury note at a price of $99.169 per $100.00 (yield 10.19) for the period March 31 to April 30 being the highest tender received, be confirmed.

REPORTS (cont'd)

Report No. 45 - Finance and Accounts Committee (cont'd)

5. (cont'd)

(Note: Other bids received as follows:

	Price per $100.00	*Yield*
Dominion Securities Harris & Partners	*$99.1484*	*10.45*
Cochrane Murray & Wisner	*99.148*	*10.45*
Crang & Ostiguy Inc.	*99.1646*	*10.25*
McLeod Young & Weir	*99.148*	*10.45*
Richardsons	*99.152*	*10.40*
Wood Gundy	*99.1654*	*10.24*
Canadian Imperial Bank of Commerce	*99.1678*	*10.21*
Equitable Securities	*-*	*10.35*
Nesbitt Thompson	*99.165*	*10.24*
Bank of Montreal	*99.154*	*10.38)*

CARRIED

6. That:

(A) the following budget appropriation amendment be approved.

	Increase	Decrease
FINANCE AND ACCOUNTS		
GRANTS		
UNCLASSIFIED		
- John Howard Society	$1,600.	-
- Ontario Conference on Local Government	$ 100.	-
UNLCASSIFIED		
- Contingency	-	$1,700.

(B) the following grants be approved for payment on or after May 21, 1976:

i) John Howard Society - $1,600.00
ii) Ontario Conference on Local Government - $ 100.00

CARRIED 15:2

(Ald. Hawkins, Ald. McAr[illegible] opposed.

7. That the contract between Mr. Brian Arnott, Toronto, and K.O.[illegible].E.C., which provides that Mr. Arnott will be responsible for all technical requirements arising during the cultural Olympics in the amount of $5,000.00 for the period April 1, 1976, to July 31, 1976, be ratified and the sum of $1,250. be authorized to be paid monthly to Mr. Arnott.

(Note: Contract may be terminated,by either party, on one m[illegible] notice.)

CARRIED

REPORTS (cont'd)

Report No. 45 - Finance and Accounts Committee (cont'd)

8. That the account of Duopera Distributing Ltd., Montreal, in the amount of $684.56 for the supply of 344 Olympic Pins be authorized for payment to be charged to:

   (i) Finance Miscellaneous (200 pins) - $398.00

   (ii) City Property - Souvenirs (144 pins) - $286.56

CARRIED

9. That, as recommended by the Transportation Committee:

   (A) the account of Inducon Consultants Limited in the amount of $238.33 for preliminary discussions with consultants of the Township of Kingston regarding location of north/south arterial road with respect to the Norman Rogers Airport be authorized for payment, and

   (B) the following budget appropriation amendment be approved:

	Increase	Decrease
AIRPORT		
Miscellaneous		
- Consulting Fees	$238.00	-
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
- Contingencies	-	$238.00

CARRIED

10. That the account of Hardtman and Martin, in the amount of $800.00, for presenting the City's appearances before the Ontario Municipal Board in the following zoning applications, be authorized for payment:

    a) By-Law No. 8426 - change to R3 and R2A zoning: Montreal Street and Highway 401

    b) By-Law No. 8455 - Change to Commercial: Montreal Street and Sutherland Drive.

CARRIED

11. Whereas the Clerk-Comptroller reports that W.I.P. No. 5023 for a "Macadam Road on Dalton Avenue" has been charged with the total cost of a survey for Dalton Avenue from 440 feet West of Division Street to the end in the amount of $876.25;

    And Whereas, in addition to the Macadam Road which affects only a portion of Dalton Avenue, the road survey was required for sale of lands to Kingston Spinners;

    That $600. of the cost of the survey be authorized to be charged to the Finance appropriation "Land Survey, Plans & Evaluations",

-and-

REPORTS (cont'd)

Report No. 45 - Finance and Accounts Committee (cont'd)

11. (cont'd)

That the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
- Land Survey, Plans & Evaluations	$600.	-
- Contingencies	-	$600.

CARRIED

12. That, as recommended by The Corporation of the Township of Pittsburgh, a by-law be presented to Council to appoint Councillor V. Maloney a member of the Kingston Area Planning Board for a term ending January 1, 1977.

(See By-Law 26: No. 8822) *CARRIED*

13. That, as recommended by the Public Works Department of the City of Kingston, application be authorized to be made to Ministry Transport (Canada) for a revised license of occupation of the harbour for the West Street storm overflow sewer to a new length of approximately 330 feet in order that the existing sewer may be extended, in 1976, by 240 feet, and that the necessary By-Law be authorized for presentation to Council.

(See By-Law 6: No. 8802) *CARRIED*

14. That, as requested by the Public Utilities Commission, the consent of Council be and is hereby given, pursuant to Section 41(5)(b) of The Public Utilities Act, R.S.O. 1970, Chapter 390, to the Public Utilities Commission of the City of Kingston to expend $201,050.00 from 1976 revenue and accumulated revenue for extensions, additions, enlargements, improvements and alterations, as follows, for the Waterworks System in the City of Kingston, rather than issue debentures:

Trunk watermains	$ 64,300.
Distribution Mains	3,500.
Proposed Subdivisions	16,000.
General	117,250.
TOTAL	$201,050.

(Note: No new local improvement work on the Waterworks System is requested for 1976.)

CARRIED

REPORTS (cont'd)

Report No. 45 - Finance and Accounts Committee (cont'd)

15. That, as requested by the Public Utilities Commission, the consent of Council be and is hereby given, pursuant to Section 41(5)(b) of The Public Utilities Act, R.S.O. 1970, Chapter 390, to the Public Utilities Commission of the City of Kingston to expend $75,000.00 from 1976 revenue and accumulated revenue for extensions and improvements, as follows, to the Electrical System of the City of Kingston, rather than issue debentures:

Plant & Regulator Station Equipment (approved in 1975, but not done)	$21,000.
Distribution System	3,000.
Consumer Services	36,500.
Meters, Regulators, and Equipment	9,500.
Water Heater Rental Plan	5,000.
TOTAL	$75,000.

(Note: *Debenture Funds amounting to $150,000. were fully approved in 1972 and have not been issued nor drawn upon by the Commission to date.)*

CARRIED

16. Whereas the City conveyed a triangular shaped parcel of land lying to the south of Dalton Avenue, as relocated, having an area smaller than the area originally agreed upon, to Kingston Spinners Limited;

That a by-law be presented to Council to further amend the agreement with Kingston Spinners Limited to reflect the reduction in area of the land from 23,467 square feet to 21,863 square feet and to provide for revision of the annual payments to the City of the following "actual cost" basis rather than on estimates:

BY-LAWS	SERVICE	ORIGINAL ESTIMATED OF ANNUAL CHARGE	ANNUAL PAYMENT BASED ON ACTUAL COSTS	LAST Y OF PAYMEN
6529	Watermain	$1,255.37	$1,329.48	1986
6661 & 7071	Water Service	-	39.73	1986
6671 & 7071	Sanitary Sewer	900.02	900.02	1986
6661 & 7071	Macadam Roadway	2,031.12	2,031.22	1976
		$4,186.51	$4,282.45	

(See By-Law 7: No. 8803)

CARRIED

17. That, as recommended by the Parks and Recreation Committee, a by-law be presented to Council to authorize the execution of an agreement with *Theatre '5' Company* to lease to the Company approximately 2,300 square feet of floor space in the building known as the J.K. Tett Centre at 370 King Street West for 5 years on the following conditions (generally speaking):

REPORTS (cont'd)

Report No. 45 - Finance and Accounts Committee (cont'd)

17. (cont'd)

1. Company to pay rental of $125. per month for the following 10 months of each year:

   January, February, March, April, May, June, September, October, November and December.

2. Company may rent, at the same rate, during July and August if notice to do so is received by the City at least 120 days prior to June 1st;

3. Rental rate to be adjusted on January 1, 1977, and annually thereafter by the amount of change in the Consumer Price Index over that of January 1, 1976, except that the monthly rental rate shall never be reduced below $125.;

4. Company to provide insurance in amount of $500,000.;

5. Renovation Plans must be approved by the City ;

6. Company to have right of first refusal to rent the premises. on termination of lease.

7. Company will allow other citizen groups to make use of premises for quiet amateur cultural activities when premises not in use by the Company;

8. One Year's written notice of intent required, by either party, prior to termination or renewal negotiations of lease;

9. Upon termination of lease by the City, the City will reimburse the Company for approved capital expenditure cost to a limit of $3,000. for initial renovations, with reimbursement to be based on a 5 year depreciated value calculation; And the City will make every effort to provide suitable alternative facilities for the Company for the unexpired term of the lease.

(See By-Law 8: No. 8804) *CARRIED*

18. That, as recommended by the City Treasurer, pursuant to the provisions of Section 636a of *The Municipal Act*, the applications of the persons and firms listed on Schedule A attached hereto for cancellation or refund of commercial, residential or business taxes levied in 1975 in total amount of $5,543.32 be approved.

CARRIED

Ald. Gerretsen declared a Conflict of Interest in Clause 19 as he acts as Solicitor for the tenant of the building adjacent to the Grand Theatre.

19. That approval be granted to the Board of Management of the Grand Theatre Community Centre to apply as an addendum to the request for final approval of the Wintario grant in the amount of $243,096. for an additional $150,000. to cover the estimated capital cost of acquisition of the building necessary for the extension of the Grand Theatre Lobby.

CARRIED 14:0
(Ald. Gerretsen Abstained.)

REPORTS (cont'd)

Report No. 45 - Finance and Accounts Committee (cont'd)

20. That:

(a) the resignation of Mrs. A.L. Daub as a member of the Court of Revision of the City of Kingston be accepted, and

(b) Mrs. A.L. Daub be appointed a member of the Local Architectural Conservation Advisory Committee for a period ending December 31, 1976.

CARRIED

21. WHEREAS notice has been received from Mr. Peter Swan, solicitor for Mr. and Mrs. Perz, that the sum of $388.75, representing costs to acquire their new home had, inadvertently, been omitted from the settlement for their property expropriation on the Olympic Site;

AND WHEREAS Mr. R.R. MacDougall of Gardiner, Roberts, Counsel for the City, confirms the oversight and recommends payment:

THAT the sum of $388.75 be authorized for payment to Rudolf and Ilse Perz, to be charged to the Olympic Capital Budget for "land acquisition".

CARRIED

22. That the following accounts of Mr. W.E. Webster, M.A.I., A.A.C.I., be authorized for payment:

a) Professional services in the matter of acquiring the Robert J. Reid & Sons Ltd. property for enlarging the parking lot on Brock Street	$ 304.55
b) Professional services in the matter of acquiring the Olympic Site:	
i) B.P. Canada Ltd. property	$ 687.50
ii) M.J. Peters Property	375.00
iii) R. & I. Perz property	378.75
and disbursements, to date	80.28
	$1,521.53

CARRIED

23. That, as recommended by the Director General Yachting, the contract with Simpsons Contract Division of The Robert Simpson Company Limited be amended to include the drapes in O.R.T.O. offices at a total extra cost of $1,080.00 plus Provincial Sales Tax, to be charged to the Olympic Capital Budget.

CARRIED

REPORTS (cont'd)

Report No. 45 - Finance and Accounts Committee (cont'd)

Ald. French declared a Conflict of Interest in Clause 24 due to pecuniary interests.

24. That List of Accounts No. 3, dated March, 1976, in the amount of $7,853,623.22, for expenditures incurred under proper authorization, be approved.

(Note: Copy of List was distributed to each member of Council with the Finance Agenda.)

CARRIED *14:0*
(Ald. French Abstained)

25. That the resignation of Mr. Ian E. Wilson, as Archivist of the City of Kingston be accepted, with regret, effective May 31, 1976, and that the appreciation of Council be expressed to Mr. Wilson for his community service, and further, that Council extend best wishes to him on his appointment as Provincial Archivist of Saskatchewan.

CARRIED

26. WHEREAS notice has been received from the Conservation Authority of the following details of the approved amount for "maintenance" at Lemoine Point in 1976:

Garbage Disposal	$ 500.
Lavatory/Site Maintenance	500.
Grass Cutting/Road Maintenance	1,000.
Area Supervision	500.
Boundary Fence Maintenance	500.
	$3,000.

AND WHEREAS, on the basis of the apportionment of benefit established for 1976, the Authority requests provision of the funds as follows:

City of Kingston (25%)	$ 750.
Township of Kingston (75%)	2,250.
Total	$ 3,000.

THAT:

(A) as requested by the Cataraqui Region Conservation Authority, the sum of $750.00 be authorized for payment to the Conservation Authority as the City of Kingston Share (25%) of 1976 maintenance costs of Lemoine Point project; and

(B) the following budget appropriation amendment be approved:

	Increase	Decrease
CONSERVATION AUTHORITY		
(Increase from $51,358. to $52,108.)	$750.00	
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
- Contingencies	-	$750.00

CARRIED

REPORTS (cont'd)

Report No. 45 - Finance and Accounts Committee (cont'd)

27. That, as recommended by the Architects Consortium and as concurred in by the Director General Yachting, the following Change Orders be ratified, with costs to be charged to the Olympic Capital Budget for "O.R.T.O.":

(A) Emmons and Mitchell Construction Limited (Extra to the Contract)

(1) Change Order No. 3:

Supply and install locksets for doors 12, 18 and 34	$ 42.00
Reverse swing to doors 30 and 31	N/C
Change metal shelving in room 16B from 10'	N/C
Air Conditioning (drawing M-1) Corrections and changes	907.95
	$ 949.95
General Contractor's Markup - 15%	142.49
TOTAL EXTRA	$1,092.44

(2) Change Order No. 4:

Remove and replace four (4) doors to Rooms #23 and #24 complete with hardware

Repair existing door jambs

Paint doors and jamb

Labour	$ 251.80
Material	380.00
	$ 631.80
General Contractor's Markup - 15%	94.77
TOTAL EXTRA	$ 726.57

(B) Cherney's Furniture World

(1) Change Order No. 1:

1 Desk - Global W3060	$ 165.00
1 Desk Chair - Nightingale XL100	60.00
7 Secretarial Chairs - Nightingale 1705 $85.00 each	595.00
3 Drafting Stools - Nightingale 19670S $90.00 each	270.00
1 Typing Table - Litton Cole	94.90
2 Westclox Clocks with Second Hand $35.00 each	70.00
TOTAL EXTRA	$1,254.90

(See By-Laws 9 and 10: No. 8805 and 8806) *CARRIED*

REPORTS (cont'd)

Report No. 45 - Finance and Accounts Committee (cont'd)

28. That, as recommended by Smith, Mill & Ross, Architects, Univex (Canada) Limited be authorized to construct a new, additional, fire exit at the north-east corner of the stage of the Grand Theatre, in accordance with Drawing SK-R1, at a cost estimated not to exceed $2,600.00, to be charged to the "Contingency Allowance" in the contract for the renovations to the Grand Theatre.

CARRIED

29. That, as recommended by the Purchasing Agent, the following tender of Edwards Ford-Mercury Sales Limited for Automotive Equipment (Tender No. 76-16) be accepted, being the only tender received:

GROUP A - CARS

Five (8 cyl.) Ford Custom	(Police)	$22,840.00
One (8 cyl.) Ford Torino S. Wagon	(Works)	4,731.00
One (4 cyl.) Ford Pinto	(Works)	3,543.00
		$31,114.00
LESS TRADE ALLOWANCES:		
Vehicle #248	(Works)	$ 250.00
Vehicle #257	(Works)	550.00
Cruiser Lic. No. HRS 929	(Police)	900.00
Cruiser Lic. No. HRS 968	(Police)	1,100.00
Cruiser Lic. No. HRS 931	(Police)	1,500.00
Cruiser Lic. No. HRS 549	(Police)	1,000.00
Total Trade Allowance		$ 5,300.00
Net Difference		25,814.00
Provincial Sales Tax		1,782.97
Total (T.I.P.)	(Net after trade)	$27,596.97

GROUP B - TRUCKS

Two (6 cyl.) F100 Ford ½ Ton Trucks	(Works)	$ 8,576.00
Two (8 cyl.) E100 Ford Delivery Vans	(Parks)	9,782.00
One (8 cyl.) F350 Ford Dump Truck	(Works)	6,365.00
		$24,723.00
LESS TRADE ALLOWANCES:		
Vehicle #321	(Works)	$ 700.00
Vehicle #440	(Parks)	175.00
Total Trade Allowance		$ 875.00
Net Difference		23,848.00
Provincial Sales Tax		1,669.36
Total (T.I.P.)	(Net after trade)	$25,517.36,

it being noted that 2 vehicles, with a trade-in value of $1,043.25 (including Ontario Retail Sales Tax) are being retained by the City for use as follows:

REPORTS (cont'd)

Report No. 45 - Finance and Accounts Committee (cont'd)

29. (cont'd)

1 - Works Dept. Truck #229 - for continued use by Works Dept.
1 - Parks Dept. Van #432 - Social Services Dept. (Work Activity Project)

-and-

That the City Treasurer, upon receiving notice of satisfactory delivery from the Department Head involved, be authorized to pay for the vehicles.

CARRIED

30. That, as recommended by the Director of Planning and Urban Renewal, Clause 19, Report No. 139, passed December 9, 1974, be amended by deleting subsection (5), which reads as follows:

"(5) That the municipality set the maximum amount of forgiveable loan at $2,500 for persons earning $6,000 or less and that a sliding scale similar in ratio to that applied in the RRAP program be used to determine the amount of the maximum forgiveable loan available to persons whose income is between $6,000 and $12,500."

and by substituting the following therefore:

"(5) That the municipality set the maximum amount of forgiveable loan at $3,750 for persons earning $6,000 or less and that a sliding scale similar in ratio to that applied in the RRAP program be used to determine the amount of the maximum forgiveable loan available to persons whose income is between $6,000 and $12,500, and further that the maximum amount of a O.H.R.P. loan be increased from $5,000. to $7,500., the maximum permitted under O.H.R.P. Regulations."

-and-

that the Mayor and City Clerk-Comptroller be authorized to execute a letter, to Central Mortgage and Housing Corporation, of amendment to the original Agency Agreement dated May 12, 1975, effecting the above revised subsection (5).

CARRIED

31. That, as recommended by the Director General Yachting, the provision of a maintenance man at the Harold Harvey Arena, for O.R.T.O., by the Kingston Memorial Centre be approved, it being understood that Memorial Centre be reimbursed by the City as a charge to the Olympic Capital Budget for "O.R.T.O." at a total cost estimated not to exceed $4,700. for the period March 29 to September 1, 1976, at the rate of $210.00 per week.

CARRIED

REPORTS (cont'd)

Report No. 45 - Finance and Accounts Committee (cont'd)

32. That a by-law be presented to Council to authorize the purchase of the purchase of property at 42 York Street, being part of Lot 4, Clergy Brock "C", designated as Part 5 on Reference Plan 13R-1758, from the Estate of Alice M. Smallridge for the sum of $10,500.00 as part of the implementation of the Neighbourhood Improvement Program, it being understood the City is purchasing the land only and will be responsible to have the building(s) on the site demolished.

(See By-Law 11: No. 8807) *CARRIED*

33. Whereas the City expropriated the lands for the Olympic Park Site;

And Whereas the claim of Alwyn C. Eves for his leasehold interest in a portion of these lands has been considered by the Board of Negotiation which recommends settlement in the amount of $5,000.00 plus reasonable legal, appraisal and other costs;

And Whereas his solicitor requests that the sum of $5,000. be now paid without prejudice to his further rights and the City's Counsel so recommends:

That the sum of $5,000.00 be authorized to be paid to Mr. Alwyn C. Eves for his leasehold interest in the property formerly at King Street West, on the understanding that an agreement, satisfactory to the City's Counsel, is obtained.

CARRIED

34. That, as recommended by the Director General Yachting, the Architects Consortium be authorized to proceed to have the following work in the Restaurant Area completed:

	Estimate
a) Painting of underside of grid and walls	$ 1,300.
b) Purchase of Portable CO_2 System	4,500.
c) Purchase of Carpet	6,200.
(Total Estimated Cost	$12,000.)

-and-

to prepare the design for the bar, at the entrance lounge to the dining room (the cost of construction of which is estimated to be $6,000.).

CARRIED

REPORTS (cont'd)

Report No. 45 - Finance and Accounts Committee (cont'd)

35. Whereas By-Law No. 7631, passed in 1973, authorized the purchase of certain abandoned roadway lands from the Canadian National Railway;

And Whereas it has been established that:

(a) title can not be obtained for a parcel running from the south side of Queen Street southerly for a distance of 146 feet;

(b) an easement over the easterly 6 feet of the parcel running from Queen Street southerly 146 feet is able to be obtained from Mr. Wayne Gay, Trustee:

THAT:

(A) By-Law No. 7631, "A By-Law to Authorize the purchase of Certain Lands from the Canadian National Railways", be amended to delete a strip of land, about 30 feet wide, from Queen Street southerly 146 feet from the list of property to be acquired and to reduce the acquisition price from $33,600. to $25,100., and

(B) a By-Law be presented to Council to authorize the acquisition of an easement over the easterly 6 feet of the former railway right-of-way from Queen Street southerly 146 feet from Wayne Gay, Trustee, for the sum of $1.00, for use by the public as a "walkway".

(See By-Laws 12 and 27: No. 8808 and 8823) *CARRIED*

36. That NO ACTION be taken to endorse the following resolution of the City of London:

"WHEREAS Section 304, The Municipal Act, permits municipalities to levy an annual tax not to exceed $50.00 for each full time student attending a University or College of Applied Arts and Technology located within the municipality;

AND WHEREAS this same legislation allows the levying of an annual amount not to exceed $50.00 per resident place or bed on institutions such as jails, public hospitals, provincial educational institutions and provincial mental health facilities;

AND WHEREAS the Treasurer of Ontario has announced a substantial reduction in the rate of increase of provincial transfer payments to municipalities;

AND WHEREAS the Treasurer of Ontario has indicated municipal tax rates should increase at a rate more aligned to the increases in municipal expenditures than has been the case in the past five years;

AND WHEREAS the results of this curtailment in provincial transfer payments will be increases in municipal taxation ranging from 15 - 30% across the province;

THEREFORE BE IT RESOLVED that the Treasurer of Ontario be requested to amend Section 304 of The Municipal Act to allow municipalities to levy under this section an amount of $50.00 per unit increased by the percentage increase in the municipal tax rate experienced each year over that levied in 1975."

CARRIED

REPORTS (cont'd)

Report No. 45 - Finance and Accounts Committee (cont'd)

37. That NO ACTION be taken to endorse the following resolution of the City of Mississauga:

> *"BE IT RESOLVED THAT the Province of Ontario be requested that, when in the future they decrease taxation revenues, when such revenue decreases are not contained in their yearly budgetary forecasts, that the transfer of grants made to municipalities based on the Edmonton Commitment not be decreased and penalized."*

CARRIED

38. That the amount of $610.00 be authorized for payment to the *Association of Municipalities of Ontario* in order to assist in paying for costs of the Association's active participation in the Hearings before the Ontario Energy Board, Porter Commission Electrical Power Planning, Select Committee of the Legislature established to review the Ontario Energy Board's recommendation and Bell Canada's application to the C.T.C., it being noted that this payment is based on an assessment of 1¢ per capita of Kingston's population of 61,000 and is to be charged to the Finance appropriation "Miscellaneous".

CARRIED

March 13, 1976

39. That, for the year 1976 only, the policy of providing in the annual estimates for a downpayment of 15% of the City's capital budget projects for the year be amended to provide for a reduced down-payment of 10%.

CARRIED

Respectfully submitted,

(signed) *George N. Speal* (Chairman)
J.P. Gerretsen
B.E. Breen
J.L. Keenleyside
Ken Keyes
G.L. Webb

THE MUNICIPAL ACT, R.S.O. 1970

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	RES. BUS. COM.	EXPLANATION	REFUND PUBLIC	REFUND SEPARATE	CANCELLATION PUBLIC	CANCELLATION SEPARATE
						$	$	$	$
10-120-01500-0030	Jerry Sweet	Wellington St.	5	B	Relocated			13.24	
10-130-01200-0080	Francis MacDonald	58 Brock St.	12	B	Out of Business			13.82	
10-130-06500-0060	H.&R. Block Canada Ltd.	247 King St. E.	5	B	Relocated	93.13			
10-140-00500-0000	Can.Imp.Bank of Commerce	256 BagotStreet	2	C-R	Vacant Com.	31.53			
10-140-00500-0020	Winspear,Higgins,Stevenson	256 Bagot St.	2	B	Relocated	148.63			
0-140-08400-0000	City of Kingston	218 Princess St.	12	R & C	Grand Theatre			225.40	
0-030-00600-0030	Alcan Credit Union	850 Princess St.	12	B	Exempt (Bus. Tax)	570.12			
0-030-00800-0000	Paul Storm	844-846 Princess St.	4	C-R	Assessed Twice				6.65
0-030-00800-0100	Pilot Insurance Co.	844 Princess St.,Suite 6	4	B	Relocated	140.75			
0-030-00900-0000	Reps.of Raymond Walker	842 Princess St.	2	C-R	Vacant Com.			21.37	
0-060-05600-0040	Garnet J. Gowsell	465 Albert St.	9	B	Bus. Discontinued				15.73
0-140-03000-0020	GJP Restaurant Ltd.	398 Princess St.	12	B	Bus. Discontinued			289.55	
0-030-09400-0030	Leslie & Shirley Tysick	479 Princess St.	12	B	Bus. Discontinued			79.47	
0-030-10500-0040	Lillian Landry	503A Princess St.	5	B	Bus. Relocated				22.12
0-050-08500-0010	John DeSousa	307 Division St.	2	B	Bus. Discontinued			8.18	
0-080-05700-0000	Mortimer Abramsky	285 Princess St.	3	C-R	Assessed Twice			66.35	
0-090-00900-0020	Susan Bunce	110 Queen St.	5	B	Bus. Relocated			23.61	
0-090-06800-0000	Roy & Dorothy Saunders	51 Princess St.	11	C-R	Assessed Twice			26.48	
0-100-05000-0000	Reps. of J. Taugher	232 Wellington St.	8	C-R	Assessed Twice			10.45	
0-110-01200-0000	Joao Cordeiro	86 Bay Street	8	R	Assessed Twice				126.13
0-110-01700-0000	Molly Cohen	412 Bagot Street	10	C-R	Vacant Com.	70.53			
0-110-01800-0000	Molly Cohen	Bagot Street	12	C-R	Vacant Com.		23.22		
0-110-01800-0010	Fernand Constant	410 Bagot St.	12	B	Bus. Discontinued				60.11
0-120-02700-0010	K.J. Sasseville	179 Montreal St.	2	B	Bus. Discontinued			26.38	
0-140-06100-0000	Van D. Window Co.Ltd.	330-334 Sydenham St.	9	R	Bldg. Demolished			134.56	
-010-04100-0010	Fred Light	795 Montreal St.	7	B	Bus. Discontinued			61.27	
-010-04700-0000	Werner & Donna Jansen	771½ Montreal St.	8	C-R	Assessed Twice			19.31	
-010-08700-0010	Clifford Thomas	509 Rideau St.	1	B	Bus. Discontinued				3.50
-050-07900-0000	Rose Marie Krstic	30 Plum St.	12	R	Garage Demolished	15.38			
-050-09000-0020	Bertram Potts	9 Cherry St.	12	B	Bus. Discontinued			13.82	

1975 TAX ADJUSTMENT APPLICATIONS

UNDER SECTION 636a OF

THE MUNICIPAL ACT, R.S.O. 1970

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	RES. BUS. COM.	EXPLANATION	REFUND PUBLIC	REFUND SEPARATE	CANCELLATION PUBLIC	CANCELLATION SEPARATE
40-110-01000-0010	Edward Baird	783 Division St.	1	B	Bus. Relocated	$	$	$ 14.63	$
40-110-01000-0010	William Gillott	783 Division St.	11	B	Bus. Discontinued			160.89	
40-110-15802-0000	John Agazzi	218 Elliott St.	4	C-R	Vacant Com.			8.41	
50-140-20800-0000	Greenwood Bros. Ltd.	191 Dalton Ave.	12	C-R	Assessed Twice			855.31	
50-050-07500-0000	G. Splinter & Sons Ltd.	Princess Street	5	C-R	Assessed Twice			15.63	
50-060-11000-0010	Montgomery Crane Service	Connaught St.	7	B	Bus. Discontinued			112.47	
50-120-03500-0010	Joseph Uhrig	580 Division St.	5	B	Pumps Removed			10.94	
50-120-03500-0000	Joseph Uhrig	580 Division St.	5	C	Pumps Removed			37.52	
50-060-02100-0010	Fairway Motors (King.)Ltd.	Concession St.	12	B	Reduced Size			38.69	
50-140-11300-0000	Shirley Cantalini	Kirkpatrick St.(Blvd.)	12	R	City Owned				49.24
50-120-00800-0000	City of Kingston	Princess St.(Walkthrough)	12	C	Exempt			67.71	
70-080-12200-0000	City of Kingston	99 Yonge St.	12	R	Exempt (Olympic)			262.07	
70-080-12300-0000	City of Kingston	Yonge St.	12	R	Exempt (Olympic)			408.16	
70-080-12700-0000	City of Kingston	75 Yonge St.	12	R	Exempt (Olympic)			520.29	
70-080-13400-0000	City of Kingston	61 Yonge St.	12	R	Exempt (Olympic)			469.67	
70-100-00500-0000	David McCann	31 Baiden St.	9	R	Demolished			150.90	
					TOTAL	$1070.07	$ 23.22	$4,166.55	$ 283.48
					Residential	15.38	-	1986.66	175.37
					Commercial	102.06	23.22	1312.93	6.65
					Business	933.63	-	866.96	101.46
					Downtown Levy	19.00	-	-	-
					TOTAL	$1070.07	$ 23.22	$4166.55	$ 283.48

RECAPITULATION

	General	Garbage	Public School	Separate School	Secondary	Downtown Levy	TOTAL
fund	$ 650.62	$ 5.77	$ 222.69	$ 4.94	$ 190.27	$19.00	$1093.29
ncellation	2602.29	152.20	862.86	61.68	771.00	-	4450.03
TAL	$3252.91	$157.97	$1085.55	$66.62	$ 961.27	$19.00	$5543.32

UNFINISHED BUSINESS

Ald. Keenleyside said that comments had been made against the proposal that Kingston be declared a growth centre by the Province of Ontario. He said that he believed this was a wrong attitude and that Council should, instead, support the idea and plan for the future.

Ald. Breen said that there appeared to be some confusion in the mind of the public between the "Spring Clean-Up" and street cleaning. He said that street cleaning was done by the Works Department on a 24-hour per day basis, but that the Spring Clean-Up, which occurs only once per year, was not to be held this year as the money had not been provided in the budget.

Ald. Breen said that his recent report of a ban placed by the Council of London, Ontario, on the sale of non-returnable soft drink cans had been declared "illegal" and that soft drinks, in cans, were now available again in London, Ontario.

Ald. Gerretsen said that the recent news story concerning development loans differed in content from the headlines to the story. He said that he would agree to the proposal if the funds for industrial development were available, but, he said, it was wrong on the City's part to reject the proposal out-of-hand. Instead, he said, the City should study the proposal first. He said that the story gives a bad impression, a negative one, and further, that Belleville was being used as the example for Kingston to follow.

Ald. Gerretsen said that in the books and brochures concerning the Olympics, Kingston is spoken of in a very positive way, concerning the community effort, the budget that was being followed and that the facilities will be left for the City in the future.

He said that he believed also that the readership of these Olympic books and brochures is very extensive and that the publicity engendered can only foster good for Kingston for a number of years, and thus the advertising value to Kingston is beyond belief.

Ald. Gerretsen said that a number of arrangements are being made for traffic control concerning the Olympics. He said that a number of residents will have some problems and will be, in some cases, inconvenienced. He said that he hoped that these people, when inconvenienced, would get in touch with the administration at City Hall rather than "picket" the project.

Ald. Webb said that he had received a number of telephone inquiries concerning the reason for the action of the helicopters flying over the City so often and so low.

Ald. Webb said that in 1971 the Mayor, Ald. Cook and the Parks Commissioner had visited the Olympics and that in 1972 the Mayor returned to the site.

Ald. Webb asked if information had been obtained for the record from these people.

Ald. Webb said that a number of sordid stories had recently been published in the press concerning high speed automobile chases by the police through urban communities. He asked if the City of Kingston Police had any policy concerning high speed car chases. He said that a number of deaths have occured in Ontario because of lack of policy.

Ald. Webb said, concerning metrication of measurements in Canada, that kilopascals are not equal to milibars nor centimeters of mercury. He said this was confusing to people and that a number had given up on metrication of the system. He noted that the United States was not in any hurry to

UNFINISHED BUSINESS (cont'd)

implement this system. He questioned if the cost had been considered for the City to change its signs to kilometers per hour. He said he believed that implementation of the metric measurement system was premature.

Mayor Speal said that the Association of Municipalities of Ontario supported metrication in view of the number of trading nations and the European Common Market with which Canada has trade ties.

Mayor Speal said that a recommendation by the Chief of Police was to be considered by the Police Commission at its meeting on Thursday concerning high speed automobile chases in Kingston.

Mayor Speal reported that the Social Services Administrator had submitted a report on municipal job search.

Mayor Speal said that he wished to commend, again, the Frontenac County Board of Education on their 1976 Budget.

Mayor Speal reported that he had attended, on Sunday, the Board of Directors Meeting of the Association of Municipalities of Ontario and noted that a tri-level conference was being held today. He said that he would distribute reports on the meeting in due course.

Ald. Hawkins said that the recent taxi fare increase had been a sensible move by the Police Commission. He also said that the taxi cabs take more than one passenger to many different destinations without consent of the first passenger being requested and quite often the later passengers are discharged before the first passenger, thus making for excessive rates to the utilizers.

Ald. Hawkins said that he believed the use of the Police paddy wagon for various patrol duties was excessive.

BY-LAWS

ALL BY-LAWS WERE PASSED UNANIMOUSLY EXCEPT FOR THE FOLLOWING:

Ald. Hawkins was opposed to By-Law 13.
Ald. Miller was opposed to By-Law 13.

(a) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Laws 1 to 27 be given their first and second reading.

CARRIED

(b) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That By-Law 28 be given its second and third reading.

CARRIED

(c) Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 13 to 27 their third reading.

CARRIED

BY-LAWS (cont'd)

(d) Moved by Ald. Breen,
Seconded by Ald. Keenleyside,

That By-Laws 13 to 27 and 29 to 37 be given their third reading.

CARRIED

(1) A By-Law to Authorize the Exchange of Land With Homestead Land Holdings Limited (Newcourt Fields Subdivision)

(FIRST AND SECOND READING) (PROPOSED NO. 8797)
Clause 11(a), Report No. 32, 1976

(2) A By-Law to Authorize the Execution of an Agreement With the Jesuit Fathers of Upper Canada and Regiopolis College (Development Control)

(FIRST AND SECOND READING) (PROPOSED NO. 8798)
Clause 2, Report No. 40, 1976

(3) A By-Law to Provide Traffic Control During 1976 for the Olympic Sailing Events

(FIRST AND SECOND READING) (PROPOSED NO. 8799)
Clauses 2,3,4, & 5, Report No. 41, 1976

(4) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 6, Report No. 41)

(FIRST AND SECOND READING) (PROPOSED NO. 8800)
Clause 6, Report No. 41, 1976

(5) A By-Law to Amend By-Law No. 181, "A By-Law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse" (Consolidation)

(FIRST AND SECOND READING) (PROPOSED NO. 8801)
Clause 2, Report No. 43, 1976

(6) A By-Law to Authorize the Execution of an Agreement With the Ministry of Transport (Canada) (Amend Licence - West Street Overflow Sewer Outlet)

(FIRST AND SECOND READING) (PROPOSED NO. 8802)
Clause 13, Report No. 45, 1976

BY-LAWS (cont'd)

(7) A By-Law to Authorize the Execution of an Amending Agreement With Kingston Spinners Limited (Revise Description - Increase Cost)

(FIRST AND SECOND READING) (PROPOSED NO. 8803)
Clause 16, Report No. 45, 1976

(8) A By-Law to Authorize the Execution of an Agreement With Theatre '5' Company (Lease: 370 King Street West)

(FIRST AND SECOND READING) (PROPOSED NO. 8804)
Clause 17, Report No. 45, 1976

(9) A By-Law to Authorize the Execution of an Amending AGreement With Emmons and Mitchell Construction Limited (O.R.T.O. Facilities - Harold Harvey Arena - Additional Cost)

(FIRST AND SECOND READING) (PROPOSED NO. 8805)
Clause 27(A), Report No. 45, 1976

(10) A By-Law to Authorize the Execution of an Amending Agreement With Cherney's Furniture World (O.R.T.O. Facilities - Furniture - Additional Cost)

(FIRST AND SECOND READING) (PROPOSED NO. 8806)
Clause 27(B), Report No. 45, 1976'

(11) A By-Law to Authorize the Acquisition of 42 York Street From the Estate of Alice M. Smallridge

(FIRST AND SECOND READING) (PROPOSED NO. 8807)
Clause 32, Report No. 45, 1976

(12) A By-Law to Authorize the Acquisition of Land From Wayne Gay, Trustee (Easement: Former C.N.R. Right-of-Way)

(FIRST AND SECOND READING) (PROPOSED NO. 8808)
Clause 35(B), Report No. 45, 1976

(13) A By-Law to Adopt a Budget for the Year 1976

(THREE READINGS) (PROPOSED NO. 8809)
City Council Meeting No. 10

CARRIED 13:2
(Ald. Hawkins, Ald. Miller Opposed)

(14) A By-Law to Levy a Tax of 74.09 Mills on the Dollar Upon the Assessed Value of Residential Land and Farm Property of the City of Kingston for City Council and Public Library Board for the Year 1976

(THREE READINGS) (PROPOSED NO. 8810)
City Council Meeting No. 10

BY-LAWS (cont'd)

(15) A By-Law to Levy a Tax of 87.17 Mills on the Dollar Upon the Assessed Value of Commercial, Professional, Industrial and Manu-Facturing Property of the City of Kingston for City Council and Public Library Board for the Year 1976

(THREE READINGS) (PROPOSED NO.8811)
City Council Meeting No. 10

(16) A By-Law to Levy a Tax of 7.48 Mills on the Dollar Upon the Assessed Value of Certain Land in the City of Kingston for the Purposes of Defraying the Cost of the Collection and Disposal of Garbage, Ashes and Other Refuse Throughout the Whole Municipality

(THREE READINGS) (PROPOSED NO. 8812)
City Council Meeting No. 10

(17) A By-Law to Levy a Tax of 54.41 Mills on the Dollar Upon the Assessed Value of Residential and Farm Property in the Ctiy of Kingston for the Lawful Purposes of the Frontenac County Board of Education for the Year 1976

(THREE READINGS) (PROPOSED NO. 8813)
City Council Meeting No. 10

(18) A By-Law to Levy a Tax of 60.46 Mills on the Dollar Upon the Assessed Value of Commercial, Professional, Industrial, and Manufacturing Property of the City of Kingston, for the Lawful Purposes of the Frontenac County Board of Education for the Year 1976

(THREE READINGS) (PROPOSED NO. 8814)
City Council Meeting No. 10

(19) A By-Law to Levy a Tax of 30.69 Mills on the Dollar Upon the Assessed Value of Residential and Farm Property in the City of Kingston for the Lawful Purposes of the Frontenac, Lennox and Addington County Roman Catholic Separate School Board for the Year 1976

(THREE READINGS) (PROPOSED NO. 8815)
City Council Meeting No. 10

(20) A By-Law to Levy a Tax of 34.10 Mills on the Dollar Upon the Assessed Value of Commercial, Professional, Industrial and Manufacturing Property of the City of Kingston for the Lawful Purposes of the Frontenac, Lennox and Addington County Roman Catholic Separate School Board for the Year 1976

(THREE READINGS) (PROPOSED NO. 8816)
City Council Meeting No. 10

BY-LAWS (cont'd)

(21) A By-Law to Provide for a Building Permit Deposit for New Buildings and Additions Valued at $10,000 or More (Possible Damage to Streets, Sidewalks, Sewers, Watermains or Any Other Public Work)

(THREE READINGS) (PROPOSED NO. 8817)
Clause 3(a), Report No. 42, 1976

(22) A By-Law to Provide for Conditions for the Issuance of Demolition Permits (Demolition Permits and Extermination of Rodents Before Demolition)

(THREE READINGS) (PROPOSED NO. 8818)
Clause 3(b), Report No. 42, 1976

(23) A By-Law to Provide for a Building Permit Deposit for the Construction of a Swimming Pool (Possible Damage to Streets, Sidewalks, Sewers, Watermains or Any Other Public Work)

(THREE READINGS) (PROPOSED NO. 8819)
Clause 3(c), Report No. 42, 1976

(24) A By-Law to Provide for Land for Park Purposes Pursuant to Section 35(b) of The Planning Act

(THREE READINGS) (PROPOSED NO. 8820)
Clause 3(d), Report No. 42, 1976

(25) A By-Law to Authorize the Execution of a Proposal and Estimate of Cost Pursuant to an Agreement With Her Majesty the Queen, In Right of the Province of Ontario, as represented by the Minister of Transportation and Communications, Entered Into Under The Public Transportation and Highway Improvement Act, R.S.O. 1970, Chapter 201

(THREE READINGS) (PROPOSED NO. 8821)
Clause 5, Report No. 43, 1976

(Note: For the Construction of Queen Street, Barrie to Division Street, and Division Street, Queen to Princess Street)

(26) A By-Law to Appoint a Member of the Kingston Area Planning Board (Councillor V. Maloney)

(THREE READINGS) (PROPOSED NO. 8822)
Clause 12, Report No. 45, 1976

(27) A By-Law to Amend By-Law No. 7631, "A By-Law to Authorize the Purchase of Certain Lands from the Canadian National Railways" (Revise Description - Decrease Cost)

(THREE READINGS) (PROPOSED NO. 8823)
Clause 35(A), Report No. 45, 1976

BY-LAWS (cont'd)

(28) A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures

(SECOND AND THIRD READING) (PROPOSED NO. 8790)
Clause 1, Report No. 35, 1976
Clause 2, Report No. 42, 1976

(29) A By-Law to Authorize the Execution of an Agreement With Mastercraft Construction Corporation Ltd. (Amend Glenarden Phase I Subdivision Agreement to Permit the Release of Lot 115, Registered Plan No. 1615)

(THIRD READING) (PROPOSED NO. 8773)
Clause 3, Report No. 23, 1976

(30) A By-Law to Authorize the Opening of Elliot Avenue From the West Side of Lyons Street to Division Street

(THIRD READING) (PROPOSED NO. 8776)
Clause 4, Report No. 24, 1976

(31) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 1 and 2, Report No. 31)

(THIRD READING) (PROPOSED NO. 8781)
Clauses 1 & 2, Report No. 31, 1976

(32) A By-Law to Authorize the Execution of an Agreement With O.J. Gaffney Limited for the Bath Road and Bridge Reconstruction (Contract No. 75-6W)

(THIRD READING) (PROPOSED NO. 8782)
Clause 4, Report No. 31, 1976

(33) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 82: Provide for a 12 Unit Apartment Building to be Located at 795 Montreal Street)

(THIRD READING) (PROPOSED NO. 8783)
Clause 1, Report No. 32, 1976

(34) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.55± Acre East Side Montreal Street Opposite Hickson Avenue from A One and Two Family Residential to B1.121 Multiple Family Residential)

(THIRD READING) (PROPOSED NO. 8784)
Clause 1, Report No. 32, 1976

BY-LAWS (cont'd)

(35) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Revise Requirements for Group or Row Dwellings; and Revise Home Occupations Section)

(THIRD READING) (PROPOSED NO. 8785)
Clauses 3 & 7, Report No. 32, 1976

(36) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Revise Parking Requirements - Southeast Corner Johnson and Bagot Streets)

(THIRD READING) (PROPOSED NO. 8786)
Clause 5, Report No. 32, 1976

(37) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of The Corporation" (Revise Rate Schedules for Belle Park Fairways, Confederation Basin Marina Docking Facilities, Mooring Space at Drydock, and Pumphouse Steam Museum)

(THIRD READING) (PROPOSED NO. 8789)
Clause 1, Report No. 33, 1976

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Matthews,

That the sympathy of Council be extended to the family of the late former Alderman, Lt. Col. Leroy F. Grant

CARRIED

(2) Moved by Ald. Timmins,
Seconded by Ald. Travers,

That Council do now adjourn.

CARRIED

Council adjourned at 11:55 P.M.

(L.S.)

(signed) *T.J. McKibbin,*
Clerk-Comptroller.

(signed) *George N. Speal,*
Mayor.

√

Local Govt.

CITY COUNCIL MEETING NO. 11

The Regular Meeting of City Council Will Be Held in the Council Chamber at City Hall on Monday, April 26, 1976, at 8:00 P.M.

ROLL CALL

TABLING OF DOCUMENTS

(7) *Public Utilities Commission of the City of Kingston Financial Statements Year Ended December 31, 1975*, prepared by Thorne Riddel & Co., Chartered Accountants.

COMMUNICATIONS

To Be Filed

(250) From the family of the late Morley Parrott thanking Council for their expression of sympathy.

(251) From P.J. Pratley, Director, Special Committee, Ontario Housing Corporation, notifying that Mrs. Marion Mayo has been officially appointed a member of the Kingston Housing Authority by Order in Council No. 764/76, dated March 24, 1976, and is designated a Federal representative on the Authority.

(252) From E.A. Simpson, City Clerk, Corporation of the Ctiy of Hamilton, notifying that the Hamilton City Council have endorsed the City's resolution regarding the charging of fees for zoning by-law and official plan amendments (R. 32(9)76).

(253) From D.W. Brown, Town Clerk, Town of Oakville, notifying that the Oakville Town Council have endorsed the City's resolution regarding the charging of fees for zoning by-law and official plan amendments (R.32(9)76).

(254) From the Ministry of Transportation and Communications notifying that the City's statement of expenditure and subsidy on Public Transportation for the year 1975 has been forwarded to their General Accountant for payment of subsidy in the amount of $246,787.53.

(255) From M. Llewelyn Reid objecting to the proposed cut in the City's grant to the Kingston Symphony Orchestra and asking that the City re-assess its priorities.

(256) From Mr. A.C. Hill expressing support for the Kingston Symphony Orchestra and stating that the Orchestra deserves all possible financial support possible, within the limits imposed on all public activities by present economic restraints.

(257) From Ian E. Wilson, Archivist of the City of Kingston, thanking Council for the kind remarks in regard to his resignation as Archivist and his new appointment, and notifying that until a successor has been appointed Mrs. Anne MacDermaid will be available to assist the City in obtaining information regarding City records.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(258) From the Honourable Robert Welch, Minister of Culture and Recreation, acknowledging receipt of the City's resolution concerning amendment to the Ontario Heritage Act, 1974, so that it would apply to Crown owned properties (R.23(4)76), and stating that he will keep the recommendation in mind when he is in a position to recommend changes to the legislation.

(259) From Delores Tobin, Council-Committee Secretary, City of St. Catharines, notifying that the Council of the City of St. Catharines have endorsed the City's resolution regarding the charging of fees for zoning by-law and official plan amendments (R.32(9)76).

(260) From R.W. Pritchard, City Clerk, City of Kitchener, notifying that the Council of the City of Kitchener have endorsed the City's resolution regarding the charging of fees for zoning by-law and official plan amendments (R.32(9)76).

(261) From the Ministry of Labour notifying that an inspection of the Harold Harvey Community Centre arena and of the Kingston Memorial Centre was carried out on April 8, 1976, under The Industrial Safety Act 1976, and that a report will be forwarded at a later date.

Which Has Been Referred to the City of Kingston Planning Board

(262) The following objections have been received to the following By-Laws:

a) By-Law No. 8725 (Various amendments re: general provisions of By-Law No. 8499)

i) Mrs. Dorothy Geiger - 100 Cliff Crescent
ii) Miss Jennifer McKendry - 46 Kennedy Street
iii) Mr. W.B. Antliff - 398 Alfred Street
iv) Mrs. Barbara Pusch - 9 Kennedy Street
v) Mrs. C. Roblin - 27 Kennedy Street

b) By-Law No. 8728 (Land located west of Montreal Street and south of Railway Street)

i) Phil Quatrocchi Co. Limited - 663 Montreal Street
ii) Keeler Sales & Service (Frontenac) Ltd. - 541 Montreal Street.
iii) Spada Tile Inc. - 42 Joseph Street

c) By-Law No. 8734 (Land south of King Street, west of Mowat Avenue)

i) Mr. William F. McCabe and Mrs. Margaret F. McCabe - 54 Mowat Avenue

d) By-Law No. 8735 (Land south of Counter Street, west of Sir John A. Macdonald)

i) Mr. Phillip Hobman and Mrs. Suzanne Hobman - 281 Indian Road
ii) Dr. F.R.C. Clarke - 260 Indian Road
iii) Mr. George McLellan and Mrs. Lynette McLellan - 312 Old Quarry Road
iv) Mr. W. Ronald Henderson and Mrs. Agnes Henderson - 300 Old Quarry Road
v) Mr. Roy Bilow and Mrs. Ruth Bilow - 307 Old Quarry Road

COMMUNICATIONS (cont'd)

Which Has Been Referred to the City of Kingston Planning Board (cont'd)

(263) From Mr. and Mrs. Vincent Jordon, 37 York Street, stating they have no objections to By-Law No. 8732 (Rezone land bounded by Barrie, Ordnance and York Streets to permit office and administration facilities for the Victorian Order of Nurses).

(264) Letters, dated April 6th and 9th, 1976, from Mr. William D. Dolman, Senior Planner, Ontario Ministry of Housing, submitting comments on the City's proposed Amendment No. 78 to the Official Plan of the City of Kingston Planning Area and remarking that it is clear that there has been considerable effort expended by Council, Planning Board, their staff and the public in its preparation.

(Note: Copies to be distributed to all members of Council with the Planning Board's next Agenda.)

(265) From the Ontario Ministry of Housing notifying of further approval of portions of Amendment No. 59 to the Official Plan of the City of Kingston Planning Area, and that when a final decision has been made the original documents will be returned to the City.

PETITIONS

(1) Having 38 signatures, objecting to the provisions of By-Law No. 8734 (Land located south of King Street, West of Mowat Avenue), stating:

"We the undersigned citizens of Kingston who live in the area west of Mowat Avenue, north of King Street and east of Portsmouth Avenue, wish to object to any changes to be made to the park-like grounds south of King between Mowat Avenue and Portsmouth Avenue. These beautiful grounds should be saved to benefit and enhance the lives of the residents of Kingston Psychiatric Hospital and L.S. Penrose Centre. We already have a high concentration of hospital residents filtering into our community. If all the open area is utilized by buildings, there will be no recreation area for the hospital residents.

We advise the removal of a small parking lot presently being used by construction workers just north-east of the Rockwood gardens near the Rockwood gate entrance. Rockwood park should be preserved also as a historical site in connection with the Cartwright home.

Residents in this community have no access to the waterfront or ability to view Lake Ontario in this area. We are amazed that the Ministry of Environment would consider filling up the park areas in this zone which are beautiful and beneficial to our environment!"

Referred to City of Kingston Planning Board

PETITIONS (cont'd)

(2) Having 17 signatures, and stating:

> *"We, the undersigned, object to the reduction of yard requirements from 50 ft. to 25 ft. to facilitate the erection of buildings in our parks. In view of this, we object to subsections (8) and (9) of By-Law No. 8725."*

Referred to City of Kingston Planning Board

(3) Having 13 signatures, and stating:

> *"In reference to your notice of April 2, 1976, regarding to Amendment of By-law 8499, Rezone Land East of Carlisle St. we wish to make the following protest.*
>
> 1. *We have a park now known as Skeleton Park, in this vicinity, seldom used, which could be used for this purpose.*
> 2. *The property owners of this area are people of middle age and over who have lived a quiet peaceful life here, and do not wish to change to a noisy surrounding.*
> 3. *This area has been accident free from traffic for many years and we wish to keep it so.*
> 4. *The construction Co. known as Friendship Construction Company Ltd. who occupies the premises now is of no offence noisy or otherwise to any owner of this vicinity. We do not have any offensive noise within these gates when work is in operation.*
>
> *Be it therefore resolved that we the enclosed signatures do most strenuously object to any change made in this area from what it is now."*

Referred to City of Kingston Planning Board

REPORTS

REPORT NO. 46

April 13, 1976.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS in November 1975 Council approved amendments to Zoning By-Law No. 8499 and the City's Official Plan to permit the proposed residential development by Nutana Properties Limited on lands located north of Counter Street; and

   WHEREAS By-Law No. 8641, "A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 80: Designate Certain Lands as Residential, Recreation and Parks and Open Spaces - North Side Counter Street)," has been referred to the Minister of Housing for approval; and

   WHEREAS the Minister of Housing has referred this Official Plan amendment to the Ministry of the Environment for comment; and

   WHEREAS the Ministry of the Environment has notified the City that re-zoning to residential use, channelization, or extensive filling of lands bordering the East Branch of the Little Cataraqui Creek will probably necessitate elimination of overflows from the North End Pumping Station, and has suggested that Council determine the cost of additional improvements before reaching any decisions regarding further development of this area; and

   WHEREAS the cost of constructing an overflow tank to eliminate overflows from the North End Pumping Station has been estimated at $900,000.00; and

   WHEREAS the Ministry of the Environment have not indicated definitely what their requirements will be or what comments they will be forwarding to the Minister of Housing:

   THEREFORE BE IT RESOLVED that before any decision is made concerning development of the these lands, the Ministry of the Environment be requested to provide more specific information as to their requirements and more specific information on what conditions they will be recommending to the Ministry of Housing with respect to the Nutana Official Plan Amendment; and further, that on receipt of this information from the Ministry of the Environment, the Ministry of Housing be asked for their comments.

2. WHEREAS plans have been submitted for the construction of a new Emergency section at Kingston General Hospital, to be located between the existing Connell and Victory Wings of the Hospital; and

   WHEREAS application has been made for development control approval of the plans; and

   WHEREAS the plans have been examined by the Site Plan Committee and the Technical Planning Committee and have been recommended for approval by these committees subject to certain conditions; and

2. (cont'd)

WHEREAS Planning Board concurs with the recommendation of the Site Plan and Technical Planning Committees:

THEREFORE BE IT RESOLVED that the following plans, prepared by Harry P. Smith and Marshall, Merrett, Stahl, Elliott, Mill and Ross, Architects:

Drawing No. A2, dated October 1975 - Site Plan
Drawing No. A3, dated October 1975 - Level 0
Drawing No. A5, dated October 1975 - Level 1
Drawing No. A7, dated October 1975 - Elevations
Drawing No. A-SP10, dated November 1974 - Perspective
Drawing dated April 1976 - Perspective

be approved, subject to the applicant entering into a Development Control agreement with the City, which shall include, among others, the following conditions:

(1) all vehicular access and parking areas shall be heated so as to melt snow;

(2) catch basin relocation in King Street to suit the new entrance area shall be at the applicant's expense;

(3) adequate drainage shall be provided for the access ramp to prevent surface water from crossing the King Street sidewalk;

(4) the section of walls along either side of the entrance ramp shall be modified to ensure adequate vehicular and pedestrian visibility;

(5) development shall be in conformity with the above listed plans; and

(6) landscaping plans shall be submitted for City approval within one year.

3. WHEREAS plans have been submitted for the construction of a new Bank of Nova Scotia building, to be located at the northeast corner of Princess and Bagot Streets; and

WHEREAS application has been made for development control approval of the plans; and

WHEREAS the plans have been examined by the Site Plan Committee and the Technical Planning Committee and have been recommended for approval by these committees subject to certain conditions; and

WHEREAS Planning Board concurs with the recommendation of the Site Plan and Technical Planning Committees:

THEREFORE BE IT RESOLVED that the following plans, prepared by Smith, Mill and Ross, Architects; Nicholas Rusz and Associates, Consulting Engineers:

Drawing No. SK 2A, dated December 1974 - Floor Plan Layout.
Drawing No. M-1, dated November 1974 - Basement, main floor mezzanine and roof.
Drawing dated July 28, 1975 - Perspective.
Drawing No. A1, dated March 30, 1976 - Site Plan.
Drawing No. A3, dated March 30, 1976 - Ground Floor Plan and Details.
Drawing No. A6, dated March 30, 1976 - Elevation and Building Sections

3. (cont'd)

be approved, subject to the applicant entering into a Development Control agreement with the City, which shall include, among others, the following conditions:

(1) all excavation within the public street allowance shall be subject to City regulations regarding cut permits; and

(2) development shall be in accordance with the above listed plans.

4. WHEREAS the Neighbourhood Improvement Program Redevelopment Plan provides for certain improvements to the interiors of Robert Meek and Central Public Schools, at a total estimated cost of $21,659.00; and

WHEREAS the lowest bids received in response to public tenders for these improvements are considerably in excess of the estimated cost; and

WHEREAS the NIP Area Citizens' Committee has considered this situation and has reviewed the priorities of the Redevelopment Plan and recommended that the proposed improvements to the school interiors not proceed, and that the money allocated in the budget for this purpose be devoted to the purchase of equipment for Artillery Park; and

WHEREAS the Planning Board concurs with the recommendation of the NIP Area Citizens' Committee:

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend By-Law No. 8438, "A By-Law to Adopt a Redevelopment Plan for the City of Kingston N.I.P. Redevelopment Area," as follows:

(1) that Recommendation #5, contained on pages 37 and 71 of the Plan, which is attached to the by-law as Schedule "A" be amended by deleting reference to school buildings, so that the third paragraph of this recommendation would read as follows:

"and to carry out improvements to the following school grounds in co-operation with the Frontenac County Board of Education and the Frontenac, Lennox and Addington Separate School Board."

(2) that the $21,659.00 allocated in the Budget under Capital costs of Social and Recreational Facilities for improvements to school buildings be used for improvements to Artillery Park.

5. That, subject to the concurrence of the NIP Area Citizens' Committee, the Frontenac County Board of Education be reimbursed for expenses in the amount of $1,050.31, which were incurred by the School Board in preparing for tenders for the renovations to Robert Meek and Central Public Schools, it being understood that this expenditure will be a charge against the Neighbourhood Improvement Program Budget - Capital Costs of Social and Recreational Facilities.

6. WHEREAS the Neighbourhood Improvement Program Redevelopment Plan provides for the acquisition of certain deteriorated residential properties, including 126-127-129-131 Montreal Street; and

WHEREAS this property has been repaired by the owners in conformity with the requirements of the Property Standards By-Law No. 8597; and

WHEREAS the objective of the Redevelopment Plan, to improve the physical condition of housing in the NIP Area, is thus being achieved:

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend By-Law No. 8438, "A By-Law to Adopt a Redevelopment Plan for the City of Kingston N.I.P. Redevelopment Area," as follows:

(1) that Recommendation #9, contained on page 49 of the Plan, which is attached to the by-law as Schedule "A", be amended by deleting reference to acquiring 126-127-129-131 Montreal Street, consisting of four dwelling units owned by J.P. Clements (Kingston) Ltd., and that reference to acquiring this property on page 50 and on Map #15 on page 52, also be deleted; and

(2) that Recommendation #11, contained on page 69 of the Plan, be amended by deleting "126-127-129-131 Montreal Street."

7. WHEREAS Homestead Land Holdings Limited has made application to amend Zoning By-Law No. 8499 with respect to an approximately 0.77 acre parcel of land located at the southwest corner of Lower Union and Ontario Streets, in order to permit the erection of a new 36 unit apartment building, while retaining the existing dwellings on the site; and

WHEREAS this development would require a reduction of the side yard, lot area and parking regulations for the B1 zone and an increase in the density provision from 28 units per acre to 61 units per acre; and

WHEREAS the applicant has indicated that the existing dwellings on the subject property would be retained if the proposed amendments were approved; however, Planning Board is of the opinion that this commitment would not justify the requested density; and

WHEREAS these amendments are considered to be excessive in nature and would provide for a development which is unsuitable for the site and not in conformity with the principles of the Official Plan:

THEREFORE BE IT RESOLVED that Application No. 1976-Z-130, being an application to amend the side yard, lot area, parking and density regulations for the approximately 0.77 acre parcel of land located at the southwest corner of Lower Union and Ontario Streets, be refused.

8. WHEREAS, on July 28, 1975 Council passed By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston," being a new comprehensive Zoning By-Law for the entire City, intended to implement the City's Official Plan; and

---

8. (cont'd)

WHEREAS on Map #15 of this by-law, the site of Kingston Home Bakery (774 Montreal Street), located on the west side of Montreal Street south of Hickson Avenue, was zoned M6 (Industrial), which permits bakeries but sets out regulations to which the subject lot and building cannot conform; and

WHEREAS the Specific Area #13 Study, which was approved in principle by Planning Board in June 1973 and intended to serve as a guide for the future rezoning of this industrial area, indicated that the subject property was to be placed in a zone which would permit this established industry in its present form; and

WHEREAS the M7 (Industrial) Zone of By-Law No. 8499 would implement this recommendation of the Specific Area #13 Study:

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend Zoning Map #15 of By-Law No. 8499, to provide that the approximately 0.1 acre parcel of land located on the west side of Montreal Street south of Hickson Avenue (Kingston Home Bakery - 774 Montreal Street) be rezoned from M6 (Industrial) to M7 (Industrial), as shown on a copy of Zoning Map #15, which is attached to this report as Schedule "A".

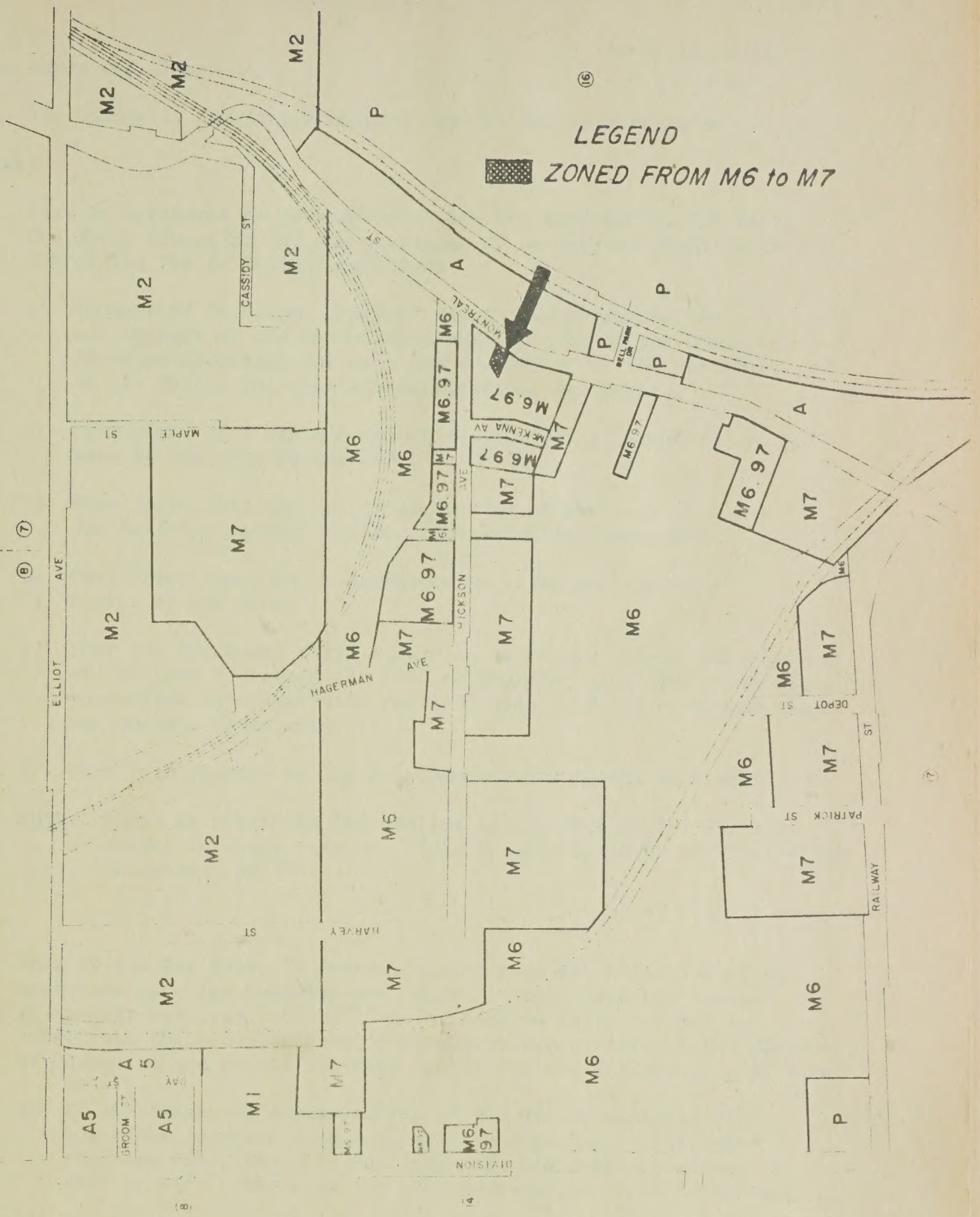
9. That Council does hereby certify that By-Law No. 8825 , "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 0.1 Acre West Side of Montreal Street south of Hickson Avenue from M6 to M7)," is in conformity with the Official Plan approved and in force in the City of Kingston.

Respectfully submitted,

(CHAIRMAN)

SCHEDULE 'A'

PLANNING BOARD
REPORT NO. 46


LEGEND
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HARVEY ST
GROOM ST
BAY ST
DIVISION
BELL PARK DR
DEPOT ST
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MAP 1

BY-LAW Nº
JULY 28, 197
REVISED____

REPORT NO. 47

April 15, 1976.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That an agreement be entered into with the Association for Early Childhood Education for the provision of nursery services in 1976 containing the following conditions:

   a) *Payment of $2.50 per one-half day to Day Nurseries who are members of the Association and approved by the Community Services Committee for each child referred to the nurseries by the Social Services Administrator or her Deputy.*

   b) *Provision for a maximum amount of $10,767, if required, to be paid by the City during 1976.*

   c) *That there shall be no re-negotiation of the rate of $2.50 per half-day session during the term of the agreement.*

   d) *That there shall be no guarantee to refer any specific number of children.*

   e) *That the agreement shall remain in force and effect for a period of one year - January 1st 1976 to December 31st 1976 - and yearly thereafter with provision for termination of the agreement upon one month's given notice.*

   f) *That both parties may agree to amendments to the agreement.*

   NOTE: There is provision for $10,767 in the 1976 Social Services Budget for this purpose. This is subsidized by the Provincial Government by 80%.

2. That By-Law No. 8666, "A By-Law to Authorize the Execution of an Agreement with the Canadian Red Cross Society (Kingston Branch) (Homemaker Services for 1976)" be amended on third reading to substitute the standard form of agreement as approved by the Ministry of Community and Social Services containing the following conditions:

   a) *If the financial circumstances of the person applying for homemaker services does not permit him to pay in full the required fees, the City will pay for such services either in full or part. The fees for said services shall be as follows:*

      i) *$28.00 per 8 hour day, or if less than 8 hours, the sum of $3.50 per hour, with a minimum of 2 hours payment.*

      ii) *the sum of $42.00 for each period of twenty-four hours service.*

      it being noted that the maximum of $30,000 if required will be paid during 1976.

   b) *If the minimum wage is increased or other legislation is passed which affects the Society's personnel who provide homemaker services the rates are subject to revision.*

   c) *The agreement shall be for a period of one year from the 1st day of January, 1976 until the 31st day of December, 1976, with provision made for termination by either party upon 60 days written notice.*

   NOTE: Provision was made in the 1976 Budget for $30,000 for this purpose which is subsidized 80% by the Provincial Government.

3. That By-Law No. 8667, "A By-Law to Authorize the Execution of an Agreement with the Victorian Order of Nurses, Eastern Lake Ontario Branch (Nursing Services for 1976)" be amended on third reading as follows:

   a) *Delete the following clause:*

   "The Order's fee (1976 - $10.75) for each visit will be subject to adjustment at the end of each year after the annually computed cost per visit is approved by the Order's National Office. A thirteenth payment will be made by the City for any deficit to the Order on visits paid through the Act and Regulations. The Order further undertakes to make an adjustment to the City for any surplus incurred should the Order's annually computed cost per visit be less than the fee set for service in any one year".

   b) *To provide that the maximum amount of $7,000, if required, will be paid by the City for this service during 1976.*

   NOTE: An amount of $7,000 has been included in the 1976 Budget for this purpose which is subsidized by 80%. The 1976 rate per visit shall be $10.75.

4. That an agreement be entered into with the Family Day Care Committee, Kingston Day Care Incorporated, for provision of Private Home Day Care for children of persons in need on the following conditions:

   a) *Payment of $8.08 for each child per diem for private home day care, less the fees, if any, payable by the child's parent.*

   b) *Fees payable by the child's parent shall be determined in accordance with the Regulations under the* Day Nurseries Act, 1970, as amended.

   c) *Provision for a maximum payment of $7,500 by the City during 1976.*

   d) *Review of the parent's financial position if deemed necessary by the Administrator after each six month period.*

   e) *That the agreement shall be in force for a period of one year from January 1st 1976 to December 31st 1976 and may be terminated by either party by giving two months' written notice.*

   NOTE: An amount of $7,500 has been included in the 1976 Budget for this purpose which is subsidized 80% by the Provincial Government.

5. That an agreement be entered into with Kingston Day Care Incorporated for use of the services provided for such children as are referred by the Social Services Administrator on the following conditions:

   a) *Provision for payment of a rate of $12.15 per diem.*

   b) *Provision for a maximum amount of $36,000 to be paid by the City in 1976, if required.*

   c) *Provision for a term of January 1st 1976 to December 31st 1976.*

   NOTE: An amount of $36,000 has been provided in the 1976 Budget for this purpose which is subsidized 80% by the Provincial Government.

6. That the Ministry of Community and Social Services be requested to consider the establishment of the administration of General Welfare Assistance on a regional basis in the Kingston area.

7. That, as recommended by the Administrator of Rideaucrest Home, and in accordance with the guidelines of the Ministry of Community and Social Services, the per diem rate for residential care at Rideaucrest Home be $18.00 effective May 1st 1976.

Respectfully submitted,

CHAIRMAN.

Public Works Report No. 48

April 20, 1976

To the Mayor and Aldermen:

The Public Works Committee recommends as follows: -

1. That notwithstanding the provisions of By-Law No. 10 - A By-Law Respecting Streets - and By-Law No. 14 - A By-Law Relating to Sewers and Drains - the Public Utilities Commission be permitted to bell clamp gasmains on the following streets without payment of cut permit fees on provision of temporary asphalt surface and subsequent maintenance prior to current pavement reconstruction and placement of asphalt overlay:

Barrack St. - Rideau to Wellington St
Division St. - Queen to Princess St
Queen St. - Barrie to Division St

2. That the tender of Bennett Paving and Materials Ltd., in the amount of $226,334.25, for the reconstruction of the pavements on the following streets -

Portsmouth Ave., 150' n. of Bath Rd. to Fairview (including asphalt curb and gutter, sidewalk and catch basins);

Barrack St. - Rideau to Wellington
Brock St./Palace Rd. - Johnson St. and Sir John A. road widening only, including curbs, curb and gutter;

Queen St. - Division to Barrie St.
Division St. - Queen to Princess
Princess St., 50' e. of Frontenac to 190' easterly (remove blvd. and replace with asphalt)

Alfred St., - York to Concession (widening on west side only, with concrete gutter);

and placement of an asphalt overlay on the pavements on the following streets -

Raglan Rd. - Barrie to York
Sutherland Dr. - Montreal to Conacher
Conacher Dr. - Sutherland to 100' westerly
King St. - Brock to Princess
Simcoe St.
Charles St. - Bagot to Montreal
King St. at O'Kill
Yonge St. - Logan to King
King St. - Union to Macdonald
Queen's Cr. - Albert to Collingwood
Division St., 300' n. of Fraser to 300' northerly
Union St. - Willingdon to Traymoor
Sir John A. MacD. Blvd., north bound lane 500' s. of Bath Rd. to 1900' southerly
Sir John A. MacD. Blvd. south bound lane 500' s. of Bath to 600' northerly;

in accordance with plans and specifications prepared by the City Engineering Dept., be accepted being the lowest tender received, subject to the approval of the Ministry of Transportation and Communications.

......../2

3. That the following tenders for supply of Utility Work Clothing be accepted being the lowest tenders received, provided the quality of the clothing is not in question:

(Alderman French opposed)

Larry's Men's Wear	
472 utility trousers	$ 3,020.80
Caldwell Ind.	
266 coveralls	2,750.44
Service Uniforms Ltd.	
304 short sleeve utility shirts	1,337.60
A-1 Clothing	
212 utility jackets	1,462.80
296 long sleeve utility shirts	1,642.80
Total	$10,214.44
Sales Tax	715.01
Grand Total	$10,929.45

4. That a crushed stone approach road be constructed at the Water Pollution Control Plant by day labour at estimated cost of $1,450.00 to facilitate large tank trucks to back up adjacent to the storage tank when making deliveries of ferric chloride, and that the expenditure be charged to By-Law No. 8648 - A By-Law to Authorize the Execution of an Agreement with Central Mortgage and Housing Corporation (National Housing Act Loan) phosphorus removal facility at the Water Pollution Control Plant.

Respectfully submitted,

Chairman

Parks and Recreation Report No. 49

April 15, 1976

To the Mayor and Aldermen:

The Parks and Recreation Committee recommends as follows: -

1. That the account of D.A. Foley Ltd., in the amount of $1,197.50, for rental of float and bulldozer for grading of fill in McCullough Park, be paid, being the lowest quotation received.

2. That the tender of Wagar Coach Lines, in the amount of $2,925.00, for the provision of transportation services for Day Camp activities during the year 1976, be accepted being the lower tender received.

3. That the tender of Wilmot's Dairy to supply milk to the Day Camp during the 1976 season, as set out hereunder, be accepted being the lowest tender received -

2% white (8 oz. units)	.13
Chocolate " " "	.15

4. That the following tenders for the supply of utility work clothing be accepted.

Larry's Men's Wear - lowest tender received for trousers

*96 utility jackets	$ 720.00
216 utility trousers	1,382.40

Caldwell Ind. - lowest tender received

96 coveralls	996.48

Service Uniforms Ltd. - lowest tender received

134 short sleeve utility shirts	589.60

A-1 Clothing - lowest tender received

102 long sleeve utility shirts	556.10
	$4,254.58
Sales Tax	297.81
Total	$4,552.39

*A-1 Clothing submitted the lowest tender but the colour of the jacket does not match the colour of the trousers offered by Larry's Men's Wear.

(Ald. Hawkins Opposed)

5. That notwithstanding the provisions of By-Law No. 21 - A By-law Fixing the Rental Rates for Memorial Hall, Council Chambers and Committee Rooms - the St. Lawrence Youth Association be permitted to use at no charge the John Counter Room on Tuesday, May 11, 1976 from 8 p.m. to 10:30 p.m. for the purpose of holding their Annual Meeting.

Respectfully submitted,

Chairman

REPORT NO. 50

April 21, 1976

To the Mayor and Aldermen:

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by the Parks and Recreation Committee, the execution of a lease agreement with Athanasios Anagnostopoulos, Peter Galanis and Peter J. Radley to be incorporated as an Ontario Company under *The Business Corporations Act* under the name of "The Harbour Restaurant Limited", be and is hereby authorized for the operation of a restaurant, lounge and snack bar at the Olympic Site for the period August 1, 1976, to July 31, 1986, in accordance with the terms detailed on Schedule "A" attached hereto.

2. That, subject to justification to the Associated Architects for the Kingston Public Library of the reasons for a 25% increase, the agreement with Gerald Best Excavating Limited for the construction of a retaining wall between the new Public Library on Johnson Street and the O.H.C. Senior Citizen Housing Project on Bagot Street, be amended to provide for an increase in the total amount of the contract not to exceed 25%, i.e., from $12,540.00 to an amount not to exceed $15,675.00.

3. That, as recommended by the Commissioner of Parks and Recreation and as concurred in by the Consultants, the following security lighting fixtures be authorized to be purchased, rather than leased, at a total cost of $2,538.57 to be charged to the Olympic Capital Budget:

   24 - G.E. #597778G8T 1500 W. Quartz Fixture and Lamp @ $62.00 each plus Tax from Westburne; and

   29 - Skyline Q502TR 500 W. Quartz Fixture and Lamp @ $30.50 each from Westinghouse,

   being the lowest quotations received.

4. That the following K.O.P.E.C. accounts be authorized for payment:

   a) Maxwell Printers - $814.91
   (July Craft Show - Entry Forms and Brochures)

   b) i) Jeff Stock - $250.00
   (Advance on fee for Rock Concert)

   ii) Duncan White - $350.00
   (Advance on fee for Rock Concert)

   iii) Don Walsh - $350.00
   (Advance on fee for Rock Concert)

   iv) Ken Tobias - $350.00
   (Advance on fee for Rock Concert)

   v) Lenny Solomon - $400.00
   (Advance on fee for Rock Concert)

   c) Gallery Association Agnes Etherington Art Centre - $700.00
   (Pre-production expenses for *Kites over Kingston* Programme.)

4. (cont'd)

d) The Agnes Etherington Art Centre - $1,000.00
(Pre-production expenses for the Banners associated with the Visual Arts Program for the Olympic Summer.)

e) Domino Theatre - $500.00
(Pre-production expenses)

f) Theatre Mekanique - $500.00
(Pre-production expenses)

g) Theatre 5 - $500.00
(Pre-production expenses)

5. That, as recommended by the Architects Consortium and as concurred in by the Director General Yachting, the following Change Orders be ratified with costs to be charged to the Olympic Capital Budget for "O.R.T.O.":

Emmons and Mitchell Construction Limited
(Extra to the Contract)

(1) Change Order No. 5:

Fill all necessary holes and paint main lobby and north-south corridor.	
Labour and Material	$ 360.00
Markup 10%	36.00
TOTAL EXTRA	$ 396.00

(2) Change Order No. 6:

Top soil and sodding	$ 920.00	
Painting - washrooms, walls, floors and ceilings, west wall of new work and west wall of existing yellow stucco, complete with door	655.00	
Plumbing	696.48	
Electrical	287.00	
	$2,558.48	
10% Overhead and Profit	255.85	
	$2,814.33	$2,814.33
Entrance and interior double doors and hardware as required	$1,141.80	
Fencing - removal and reinstallation	780.00	
	$1,921.80	
15% Overhead and Profit	288.27	
	$2,210.07	$2,210.07
TOTAL EXTRA		$5,024.40

6. That, as recommended by the Purchasing Agent, and as concurred in by the Director General Yachting, the tender of Mills Office Suppliers Ltd. for the supply of furniture for the Olympic Facilities offices, including O.R.T.O., as detailed on Tender No. 76-17, in the amount of $41,994.07, plus $2,939.58 Ontario Retail Sales Tax (total $44,933.65), being the lowest complete tender, combining Alternate "B" items, be accepted, with costs to be charged to the Olympic Capital Budget for "Furnishings".

   (Note: Copy of Summary of Tender No. 76-17 has, previously, been distributed to each member of Council.)

7. Whereas the 1976 Budget provides for an expenditure of $6,000. for wages for two persons for the summer to continue the job of architectural descriptions, etc., for the Local Architectural Conservation Advisory Committee;

   And Whereas in the Revenue section of the Budget, $3,000. was included as a matching Wintario Grant;

   And Whereas the Wintario funds are now found not to be "matching":

   THAT:

   (A) the Local Architectural Conservation Advisory Committee be authorized to utilize the $3,000. available now for wages;

   (B) the following budget appropriation amendment be approved:

	Decrease
EXPENDITURES	
PLANNING & HOUSING	
ARCHITECTURAL CONSERVATION	$3,000.
REVENUE - Miscellaneous	$3,000.

-and-

   (C) subject to the Local Architectural Conservation Advisory Committee raising the sum of $1,000. by public subscription and having it matched by a Wintario grant of $1,000., the following budget appropriation amendment be approved in order to provide the Committee with an additional $1,000. to make a total of a second $3,000. available to spend on wages:

	Increase	Decrease
EXPENDITURES		
PLANNING & HOUSING		
ARCHITECTURAL CONSERVATION	$3,000.	-
FINANCE		
- Contingencies	-	$1,000.
REVENUE - Miscellaneous	$2,000.	

8. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the reconstruction of the following concrete sidewalks at a total estimated cost of $20,767.05 as a charge against the General Tax Rate, provision for this expenditure having been made in the 1976 Capital Budget:

8. (cont'd)

STREET	SIDE	TYPE	FROM	TO
L. Union Street	South	A	Wellington St.	Easterly 337'
Division Street	East	A	16' S. of Brock	Southerly 162'
King Street	North	A	Livingston Ave.	Pembroke St.
Colborne Street	North	A	Division St.	Westerly 254'
L. University Avenue	East	A	Curb face of King Street	Northerly 436'

(Note: Total Cost	*$20,767.05*
Less Estimated M.T.C. subsidy	*(-) 1,767.05*
Net Amount to be debentured	*$19,000.00.)*

9. That, as recommended by the Public Works Committee, Clause 4, Report No. 22, 1976, which reads as follows:

> "4. That, as recommended by the Special Portsmouth Harbour-Olympics 1976 Committee, the sum of $8,800.00 be authorized to be charged to the Olympic Capital Budget appropriation "Contingencies" to provide for the establishment and operation of the following comfort stations in the Portsmouth Harbour Area during the 1976 Sailing Olympics:
>
> a) In Portsmouth Park (East of St. John Hall)
>
> Temporary Washroom - 8' x 32' - of frame construction
>
> 7 toilets, 3 urinals and 4 wash basins
> Construction - $6,500.
> Operation - $1,500.
>
> b) Adjacent to Kingston Penitentiary (South of King Street)
>
> Portable toilets - 4
> Rental - $420.
> Construction of Screening - $380.00"

be AMENDED by deleting subsections (a) and (b) and by substituting the following therefore:

"a Comfort Station be constructed on the south-west corner of the parking lot at Peter's Drug Store of frame construction containing 4 wash basins, 3 urinals and 5 toilets, at -

Total cost of construction including rental of $100.00 per week for approximately 6 weeks		$7,300.00
Cost of Operation		1,500.00
	Total	$8,800.00

-and-

the execution of the necessary lease agreement with Mr. Melville J. Peters be and is hereby authorized".

10. That, as recommended by the Community Services Committee, as recommended by the Administrator, the reorganization of the Nursing Department of Rideaucrest into three geographical units - each unit to comprise approximately 83 beds, as follows:

Unit One - Bed Care 1 and Centre Corridor - First Floor - '55 Wing
Unit Two - Bed Care 11 and Centre Corridor - 2nd Floor - '55 Wing
Unit Three - Special Care and Normal Care - '63 Wing,

together with the necessary re-organization of staff, as detailed on organizational chart, a copy of which has previously been distributed to all members of Council, be approved.

11. That, as recommended by the Community Services Committee, the shift differential approved in 1975 for registered nurses at the Rideaucrest Home on the evening and midnight shift and on week-ends who are performing the duties of the Director of Nursing at the rate of $4.62 per shift be increased to $5.11 per shift retroactive to January 1, 1976.

12. That the unfairness of the action of the Government of Ontario to the municipalities of Ontario in providing pre-Budget information, through consultation and public meetings, on the amount of Provincial revenue (Grants) which would be available, and NOT notifying, or warning, or cautioning the municipalities of the impending increase in their expenditures, for O.H.I.P. fees, be brought to the attention of the Treasurer of Ontario.

13. That the following budget appropriation amendment be approved in order to provide additional funds for the purchase of gasoline for the Kingston Safety Council Safety Patrol Boat which will be utilized an additional 5 weeks during 1976:

	Increase	Decrease
TRAFFIC & STREETS		
Kingston Safety Council	$300.	-
FINANCE & ACCOUNTS		
Contingencies	-	$300.

14. That no action be taken to increase the 1976 Grant to the Kingston Symphony Association.

15. That a by-law be presented to Council to ratify the recommendations on resolutions that have been approved at this meeting of Council.

Respectfully submitted,

(CHAIRMAN)

SCHEDULE "A" TO REPORT
NO. 50 - FINANCE AND ACCOUNTS

To: CHAIRMAN & COMMITTEE OF PARKS & RECREATION
and
MAYOR AND MEMBERS OF COUNCIL

From: Douglas R. Fluhrer,
Commissioner

Re: Olympic Restaurant - Olympic C.O.J.O.
- Post-Olympic/City

Date: April 15, 1976

In a letter to the City, the company to be known as "The Harbour Restaurant Limited" has made a proposal to operate the restaurant, lounge and snack bar for a period of 10 years commencing August 1/76 to July 31/86. This is the period immediately following the Olympic Games.

In another letter to Col. Jones - C.O.J.O., an offer has been made and accepted by C.O.J.O. for operation of the Olympic restaurant, lounge and snack bar during June and July, 1976

It is now appropriate to resolve a suitable agreement between the "Harbour Restaurant" company and the City.

As a result of several lengthy meetings between the City and the Harbour people, the following general terms are presented for consideration.

The company's principle owners will be :

Athanasios Anagnostopoulos (Tom Annis)
Peter Galanis
Peter J. Radley

Due to the short time left to set up the operation, it has been mutually agreed that, after Council approval, the concessionaires can commence preparations which will be prior to final documents having been drawn up. It will be understood that the following points are the ones of most concern to the City and the Harbour company.

Contd./2

1. Duration - 10 year lease 1976=1986
2. Rent
   - (a) The concessionaire agrees to pay all utilities related to the restaurant, lounge, lobby, snack bar and washrooms.
   - (b) The Harbour company agrees to pay the following monthly rent over the 10 year period of the agreement.

Years 1 - 5

1 - 800 per month or 5% of food gross (whichever is greater)
2 - 900 ditto
3 - 1000 ditto
4 - 1000 ditto
5 - 1000 ditto

Years 6 - 10

6 - 1200 per month or 5% of food gross (whichever is greater)
7 - 1200 ditto
8 - 1200 ditto
9 - 1200 ditto
10 - 1200 ditto

N.B. During the last 5 years the company further agrees to pay the City additional rent on food grosses in excess of $300,000 at a rate of 10% for year 6 -

for year 7 - 10% over $310,000
for year 8 - 10% over $320,000
for year 9 - 10% over $330,000
for year 10 - 10% over $340,000

All of this is on top of 5% or $1,200 base, but applies only to food gross amount beyond $300,000, $310,000, $320,000, $330,000 and $340,000

The Harbour company will pay base on first of each month and make % adjustments quarterly and final adjustment annually.

All books are open to City audit and Treasurer.

Contd./3

The Harbour company will provide all necessary furnishings, decor and equipment that is required to operate a first class food concession. (This will amount to $175 - $200,000.)

Areas included in Contract

(i) Snack bar
(ii) Restaurant (2nd floor)
(iii) Lounge (2nd floor)
(iv) Kitchen (2nd floor)
(v) Staff rooms (2nd floor)
(vi) Store Room (2nd floor)
(vii) Washrooms (2nd floor)
(viii) Share lobby and stairway
(ix) Patio areas (2nd floor) - 2 locations

- It is understood that the agreed / patio areas will not be used beyond 33% of the square footage of each area, and will allow public freedom of movement and use.

  City will be allowed to place public furniture in these and other patio areas as deemed necessary and mutually agreed.

- The Harbour company will have exclusive rights to set prices, fix menues and to provide all prepared food for the site.

- It is further agreed that the City will give first right of refusal to concessionaire with regard to additional rental of areas adjacent to the snack bar and rooms at rear of kitchen on 2nd floor.

- It is also agreed that concessionaire will have first right of refusal for any other prepared foods used on the site (land and buildings)

Snow Removal and Parking

- City will provide snow removal and by-law required parking.

Licences - Liquor, Wine & Beer

- It is understood licences will be required as follows:

(i) Lounge - Liquor, beer and wine
(ii) Press Lounge - Liquor, beer and wine
(iii) Snack bar - beer
(iv) Patio - liquor, beer and wine

Contd./4

The City agrees to assist the concessionaire in the persuit of these licence approvals, along with C.O.J.O.

Equipment

- Maintenance of all restaurant, snack bar and kitchen equipment, excluding heaters, air-conditioning and elevator, will be the responsibility of the Harbour company.

Insurance

- The City will insure all of the equipment owned by the City.

- See Harbour company's letter re. insurance

Hours of Operation

- Generally 7 a.m. - 1 a.m. 7 days per week
  Subject to L.C.B.O. and pressure for service by public.

DRF/mg

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 7 be given their first and second readings.

(b) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 6 and 7 their third reading.

(c) That By-Laws 6 to 13 be given their third reading.

(1) A By-Law to Amend By-Law No. 8438, "A By-Law to Adopt a Redevelopment Plan for the City of Kingston N.I.P. Redevelopment Area" (Delete Improvements to Interiors of Robert Meek and Central Public Schools; Delete Provision for Acquisition of 126-127-129-131 Montreal Street)

(FIRST AND SECOND READING) (PROPOSED NO. 8824)
Clauses 4 and 6, Report No. 46, 1976

(2) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.1 Acre West Side of Montreal Street South of Hickson Avenue from M6 to M7)

(FIRST AND SECOND READING) (PROPOSED NO. 8825)
Clause 8, Report No. 46, 1976

(3) A By-Law to Authorize the Execution of an Agreement With Bennett Paving and Materials Limited (Contract No. 76-2W - Reconstruction of and Asphalt Overlay on Certain Pavements)

(FIRST AND SECOND READING) (PROPOSED NO. 8826)
Clause 2, Report No. 48, 1976

(4) A By-Law to Authorize the Execution of an Amending Agreement With Gerald Best Excavating Limited (Construction - Retaining Wall - Public Library and Senior Citizen Housing Site - Additional Cost)

(FIRST AND SECOND READING) (PROPOSED NO. 8827)
Clause 2, Report No. 50, 1976

(5) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks (General Rate)

(FIRST AND SECOND READING) (PROPOSED NO. 8828)
Clause 8, Report No. 50, 1976

BY-LAWS (cont'd)

(6) A By-Law to Authorize the Execution of an Agreement With Frank Saccon, In Trust, (Sewer Connection - 22-24 Davidson Street to Livingston Avenue Trunk Sewer)

(THREE READINGS) (PROPOSED NO. 8829)
By-law No. 14

(7) A By-Law to Ratify and Confirm Certain Actions of the Council of The Corporation of the City of Kingston at its Meeting Held April 26, 1976

(THREE READINGS) (PROPOSED NO. 8830)
Clause 15, Report No. 50, 1976

(8) A By-Law to Authorize the Execution of an Agreement With the Canadian Red Cross Society (Kingston Branch) (Homemakers Services for 1976)

(THIRD READING) (PROPOSED NO. 8666)
Clause 10, Report No. 118, 1975, and
Clause 2, Report No. 47, 1976

(9) A By-Law to Authorize the Execution of an Agreement With the Victorian Order of Nurses - Eastern Lake Ontario Branch (Nursing Services for 1976)

(THIRD READING) (PROPOSED NO. 8667)
Clause 11, Report No. 118, 1975, and
Clause 3, Report No. 47, 1976

(10) A By-Law to Provide Traffic Control During 1976 for the Olympic Sailing Events

(THIRD READING) (PROPOSED NO. 8799)
Clauses 2,3,4 & 5, Report No. 41, 1976

(11) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 6, Report No. 41)

(THIRD READING) (PROPOSED NO. 8800)
Clause 6, Report No. 41, 1976

(12) A By-Law to Amend By-Law No. 181, "A By-Law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse" (Consolidation)

(THIRD READING) (PROPOSED NO. 8801)
Clause 2, Report No. 43, 1976

BY-LAWS (cont'd)

(13) A By-Law to Authorize the Execution of an Amending Agreement With Kingston Spinners Limited (Revise Description - Increase Cost)

(THIRD READING) (PROPOSED NO. 8803)
Clause 16, Report No. 45, 1976

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 11

The Regular Meeting of City Council Was Held in the Council Chamber at City Hall on Monday, April 26, 1976, at 8:10 P.M. His Worship, Mayor Speal, presided.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers, Ald. Webb (14)

TABLING OF DOCUMENTS

(7) *Public Utilities Commission of the City of Kingston Financial Statements Year Ended December 31, 1975*, prepared by Thorne Riddel & Co., Chartered Accountants.

(8) *Auditor's Report and Financial Statement of The Corporation of the City of Kingston for the year 1975.*

(9) *Auditor's Report and Financial Statement of the Public Utilities Commission of the City of Kingston for the year 1975.*

(10) *Auditor's Report and Financial Statement of the Kingston Public Library Board for the year 1975.*

COMMUNICATIONS

Council consented to the addition of Communications 266 to 276.

To Be Filed

(250) From the family of the late Morley Parrott thanking Council for their expression of sympathy.

(251) From P.J. Pratley, Director, Special Committee, Ontario Housing Corporation, notifying that Mrs. Marion Mayo has been officially appointed a member of the Kingston Housing Authority by Order in Council No. 764/76, dated March 24, 1976, and is designated a Federal representative on the Authority.

(252) From E.A. Simpson, City Clerk, Corporation of the City of Hamilton, notifying that the Hamilton City Council have endorsed the City's resolution regarding the charging of fees for zoning by-law and official plan amendments (R. 32(9)76).

(253) From D.W. Brown, Town Clerk, Town of Oakville, notifying that the Oakville Town Council have endorsed the City's resolution regarding the charging of fees for zoning by-law and official plan amendments (R.32(9)76).

(254) From the Ministry of Transportation and Communications notifying that the City's statement of expenditure and subsidy on Public Transportation for the year 1975 has been forwarded to their General Accountant for payment of subsidy in the amount of $246,787.53.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(255) From M. Llewelyn Reid objecting to the proposed cut in the City's grant to the Kingston Symphony Orchestra and asking that the City re-assess its priorities.

(256) From Mr. A.C. Hill expressing support for the Kingston Symphony Orchestra and stating that the Orchestra deserves all possible financial support possible, within the limits imposed on all public activities by present economic restraints.

(257) From Ian E. Wilson, Archivist of the City of Kingston, thanking Council for the kind remarks in regard to his resignation as Archivist and his new appointment, and notifying that until a successor has been appointed Mrs. Anne MacDermaid will be available to assist the City in obtaining information regarding City records.

(258) From the Honourable Robert Welch, Minister of Culture and Recreation, acknowledging receipt of the City's resolution concerning amendment to the Ontario Heritage Act, 1974, so that it would apply to Crown owned properties (R.23(4)76), and stating that he will keep the recommendation in mind when he is in a position to recommend changes to the legislation.

(259) From Delores Tobin, Council-Committee Secretary, City of St. Catharines, notifying that the Council of the City of St. Catharines have endorsed the City's resolution regarding the charging of fees for zoning by-law and official plan amendments (R.32(9)76).

(260) From R.W. Pritchard, City Clerk, City of Kitchener, notifying that the Council of the City of Kitchener have endorsed the City's resolution regarding the charging of fees for zoning by-law and official plan amendments (R.32(9)76).

(261) From the Ministry of Labour notifying that an inspection of the Harold Harvey Community Centre arena and of the Kingston Memorial Centre was carried out on April 8, 1976, under The Industrial Safety Act 1976, and that a report will be forwarded at a later date.

Which Has Been Referred to the City of Kingston Planning Board

(262) The following objections have been received to the following By-Laws:

a) By-Law No. 8725 (Various amendments re: general provisions of By-Law No. 8499)

- i) Mrs. Dorothy Geiger - 100 Cliff Crescent
- ii) Miss Jennifer McKendry - 46 Kennedy Street
- iii) Mr. W.B. Antliff - 398 Alfred Street
- iv) Mrs. Barbara Pusch - 9 Kennedy Street
- v) Mrs. C. Roblin - 27 Kennedy Street

b) By-Law No. 8728 (Land located west of Montreal Street and south of Railway Street)

- i) Phil Quatrocchi Co. Limited - 663 Montreal Street
- ii) Keeler Sales & Service (Frontenac) Ltd. - 541 Montreal Street.
- iii) Spada Tile Inc. - 42 Joseph Street

COMMUNICATIONS (cont'd)

Which Has Been Referred to the City of Kingston Planning Board (cont'd)

(262) (cont'd)

c) By-Law No. 8734 (Land south of King Street, west of Mowat Avenue)

i) Mr. William F. McCabe and Mrs. Margaret F. McCabe - 54 Mowat Avenue

d) By-Law No. 8735 (Land south of Counter Street, west of Sir John A. Macdonald)

i) Mr. Phillip Hobman and Mrs. Suzanne Hobman - 281 Indian Road
ii) Dr. F.R.C. Clarke - 260 Indian Road
iii) Mr. George McLellan and Mrs. Lynette McLellan - 312 Old Quarry Road
iv) Mr. W. Ronald Henderson and Mrs. Agnes Henderson - 300 Old Quarry Road
v) Mr. Roy Bilow and Mrs. Ruth Bilow - 307 Old Quarry Road

(263) From Mr. and Mrs. Vincent Jordon, 37 York Street, stating they have no objections to By-Law No. 8732 (Rezone land bounded by Barrie, Ordnance and York Streets to permit office and administration facilities for the Victorian Order of Nurses).

(264) Letters, dated April 6th and 9th, 1976, from Mr. William D. Dolman, Senior Planner, Ontario Ministry of Housing, submitting comments on the City's proposed Amendment No. 78 to the Official Plan of the City of Kingston Planning Area and remarking that it is clear that there has been considerable effort expended by Council, Planning Board, their staff and the public in its preparation.

(Note: Copies to be distributed to all members of Council with the Planning Board's next Agenda.)

(265) From the Ontario Ministry of Housing notifying of further approval of portions of Amendment No. 59 to the Official Plan of the City of Kingston Planning Area, and that when a final decision has been made the original documents will be returned to the City.

To Be Filed

(266) From the Board of Directors, Providence Manor, thanking Council for the increased grant to Providence Manor, Home for the Aged.

(267) Statement of Accounts from Canada Permanent Trust Company re: the account for the S.M. Polson Estate.

(268) Copy of *COMMENT* published by the Bureau of Municipal Research reporting on the News Media and the Metro Toronto Teachers' Strike.

(Note: Copies have been distributed to all members of Council.)

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(269) Statement of Revenue and Expenditures for the Transit Department of the Public Utilities Commission for the period ending February 29, 1976:

	Statistical Information	
	Jan. 1 to Feb. 29	Month of February
Revenue		
Fares, Charters and BUSIT	$136,756.	$ 66,753.
Advertising and Miscellaneous	5,231.	2,444.
TOTAL REVENUE	$141,987.	$ 69,197.
Expenditures		
Total Operating Expense	$230,869.	$114,855.
Less Revenue	141,987.	69,197.
	$ 88,882.	$ 45,658.
Plus:		
Pro-rated debenture Charges - principal and interest	$ 7,698.	$ 3,849.
TOTAL DEFICIT	$ 96,580.	$ 49,507.

To Be Referred to the City of Kingston Planning Board

(270) From Barbara Bradfield urging that the marshlands along the Little Cataraqui Creek be preserved, commenting that the proposed development is not in the best interests of the community, and suggesting that the City consider the Royal Botanical Gardens at Hamilton, Ontario, as an example of what has been done with supposedly low value marsh areas.

To Be Filed

(271) Copy of remarks made by the Honourable Darcy McKeough, Treasurer of Ontario, to the Georgetown Chamber of Commerce on April 22, 1976.

Which Has Been Referred to the City of Kingston Planning Board

(272) From Limestone Homes Limited submitting applications for Official Plan and Zoning By-Law amendments for their property located south of Barbara Avenue between Division Street and Alfred Street which would permit the construction of 120 multiple family units.

To Be Filed

(273) Copy of *Background* dated April 13, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

COMMUNICATIONS (cont'd)

To Be Referred to the Grand Theatre Board and the Finance and Accounts Committee

(274) From John P. Gerretsen, Barrister, on behalf of Garnett Carr, owner and operator of Sentinel Cleaners at 220 Princess Street, stating that in his client's opinion the fund raising campaign being conducted by the Grand Theatre is hampering his business and if the campaign continues his client may look to the City for damages.

(Note: Ald. Gerretsen declared a Conflict of Interest in communication 274, which he had written (see page 323).)

To Be Referred to the Community Services Committee

(275) From the Association of Women Electors of Kingston Area notifying of their concern about two large billboards which are being erected on the Bath Road, west of the railway spur line, since these signs will effectively block the view of the open space in the marshlands for people coming into the City from the west.

To Be Filed

(276) From Mrs. Irene Mooney expressing her objection to any further grants being extended to Kingston's Symphony Orchestra at this time of economic restraint.

PETITIONS

(1) Having 38 signatures, objecting to the provisions of By-Law No. 8734 (Land located south of King Street, West of Mowat Avenue), stating:

"We the undersigned citizens of Kingston who live in the area west of Mowat Avenue, north of King Street and east of Portsmouth Avenue, wish to object to any changes to be made to the park-like grounds south of King between Mowat Avenue and Portsmouth Avenue. These beautiful grounds should be saved to benefit and enhance the lives of the residents of Kingston Psychiatric Hospital and L.S. Penrose Centre. We already have a high concentration of hospital residents filtering into our community. If all the open area is utilized by buildings, there will be no recreation area for the hospital residents.

We advise the removal of a small parking lot presently being used by construction workers just north-east of the Rockwood gardens near the Rockwood gate entrance. Rockwood park should be preserved also as a historical site in connection with the Cartwright home.

Residents in this community have no access to the waterfront or ability to view Lake Ontario in this area. We are amazed that the Ministry of Environment would consider filling up the park areas in this zone which are beautiful and beneficial to our environment!"

Referred to City of Kingston Planning Board

PETITIONS (cont'd)

(2) Having 17 signatures, and stating:

> *"We, the undersigned, object to the reduction of yard requirements from 50 ft. to 25 ft. to facilitate the erection of buildings in our parks. In view of this, we object to subsections (8) and (9) of By-Law No. 8725."*

Referred to City of Kingston Planning Board

(3) Having 13 signatures, and stating:

> *"In reference to your notice of April 2, 1976, regarding to Amendment of By-law 8499, Rezone Land East of Carlisle St. we wish to make the following protest.*
>
> 1. *We have a park now known as Skeleton Park, in this vicinity, seldom used, which could be used for this purpose.*
> 2. *The property owners of this area are people of middle age and over who have lived a quiet peaceful life here, and do not wish to change to a noisy surrounding.*
> 3. *This area has been accident free from traffic for many years and we wish to keep it so.*
> 4. *The construction Co. known as Friendship Construction Company Ltd. who occupies the premises now is of no offence noisy or otherwise to any owner of this vicinity. We do not have any offensive noise within these gates when work is in operation.*
>
> *Be it therefore resolved that we the enclosed signatures do most strenuously object to any change made in this area from what it is now."*

Referred to City of Kingston Planning Board

(4) Having 90 signatures, and stating:

> *"We the undersigned feel our area* (Mowat Woods Subdivision) *is.being left out in regards to patroling for animals at large,namely dogs.*
>
> *Numerous telephone calls and conversations have proved worthless. This has to be dealt with promptly. We don't want to go through another year of having to put up with incompetent action in this area."*

Referred to the Community Services Committee and the Transportation Committee

REPORTS

Ald. Keyes presented Report No. 46 of the City of Kingston Planning Board as follows:

Moved by Ald. Keyes, Seconded by Ald. Miller,that Report No. 46 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORTS (cont'd)

Ald. Gerretsen declared a Conflict of Interest in Communication No. 274

REPORT NO. 46

April 13, 1976.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

Ald. Keenleyside declared a Conflict of Interest in Clause 1 as he acts as agent for the owners.

1. WHEREAS in November 1975 Council approved amendments to Zoning By-Law No. 8499 and the City's Official Plan to permit the proposed residential development by Nutana Properties Limited on lands located north of Counter Street; and

WHEREAS By-Law No. 8641, "A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 80: Designate Certain Lands as Residential, Recreation and Parks and Open Spaces - North Side Counter Street)," has been referred to the Minister of Housing for approval; and

WHEREAS the Minister of Housing has referred this Official Plan amendment to the Ministry of the Environment for comment; and

WHEREAS the Ministry of the Environment has notified the City that re-zoning to residential use, channelization, or extensive filling of lands bordering the East Branch of the Little Cataraqui Creek will probably necessitate elimination of overflows from the North End Pumping Station, and has suggested that Council determine the cost of additional improvements before reaching any decisions regarding further development of this area; and

WHEREAS the cost of constructing an overflow tank to eliminate overflows from the North End Pumping Station has been estimated at $900,000.00; and

WHEREAS the Ministry of the Environment have not indicated definitely what their requirements will be or what comments they will be forwarding to the Minister of Housing:

THEREFORE BE IT RESOLVED that before any decision is made concerning development of the these lands, the Ministry of the Environment be requested to provide more specific information as to their requirements and more specific information on what conditions they will be recommending to the Ministry of Housing with respect to the Nutana Official Plan Amendment; and further, that on receipt of this information from the Ministry of the Environment, the Ministry of Housing be asked for their comments.

CARRIED 13:0
(Ald. Keenleyside Abstained.)

REPORTS (cont'd)

Report No. 46 - City of Kingston Planning Board (cont'd)

2. WHEREAS plans have been submitted for the construction of a new Emergency section at Kingston General Hospital, to be located between the existing Connell and Victory Wings of the Hospital; and

WHEREAS application has been made for development control approval of the plans; and

WHEREAS the plans have been examined by the Site Plan Committee and the Technical Planning Committee and have been recommended for approval by these committees subject to certain conditions; and

WHEREAS Planning Board concurs with the recommendation of the Site Plan and Technical Planning Committees:

THEREFORE BE IT RESOLVED that the following plans, prepared by Harry P. Smith and Marshall, Merrett, Stahl, Elliott, Mill and Ross, Architects:

Drawing No. A2, dated October 1975 - Site Plan
Drawing No. A3, dated October 1975 - Level 0
Drawing No. A5, dated October 1975 - Level 1
Drawing No. A7, dated October 1975 - Elevations
Drawing No. A-SP10, dated November 1974 - Perspective
Drawing dated April 1976 - Perspective

be approved, subject to the applicant entering into a Development Control agreement with the City, which shall include, among others, the following conditions:

(1) all vehicular access and parking areas shall be heated so as to melt snow;

(2) catch basin relocation in King Street to suit the new entrance area shall be at the applicant's expense;

(3) adequate drainage shall be provided for the access ramp to prevent surface water from crossing the King Street sidewalk;

(4) the section of walls along either side of the entrance ramp shall be modified to ensure adequate vehicular and pedestrian visibility;

(5) development shall be in conformity with the above listed plans; and

(6) landscaping plans shall be submitted for City approval within one year.

CARRIED 13:1
(Ald. Hawkins Opposed.)

3. WHEREAS plans have been submitted for the construction of a new Bank of Nova Scotia building, to be located at the northeast corner of Princess and Bagot Streets; and

WHEREAS application has been made for development control approval of the plans; and

REPORTS (cont'd)

Report No. 46 - City of Kingston Planning Board (cont'd)

3. (cont'd)

WHEREAS the plans have been examined by the Site Plan Committee and the Technical Planning Committee and have been recommended for approval by these committees subject to certain conditions; and

WHEREAS Planning Board concurs with the recommendation of the Site Plan and Technical Planning Committees:

THEREFORE BE IT RESOLVED that the following plans, prepared by Smith, Mill and Ross, Architects; Nicholas Rusz and Associates, Consulting Engineers:

Drawing No. SK 2A, dated December 1974 - Floor Plan Layout.
Drawing No. M-1, dated November 1974 - Basement, main floor mezzanine and roof.
Drawing dated July 28, 1975 - Perspective.
Drawing No. A1, dated March 30, 1976 - Site Plan.
Drawing No. A3, dated March 30, 1976 - Ground Floor Plan and Details.
Drawing No. A6, dated March 30, 1976 - Elevation and Building Sections

be approved, subject to the applicant entering into a Development Control agreement with the City, which shall include, among others, the following conditions:

(1) all excavation within the public street allowance shall be subject to City regulations regarding cut permits; and

(2) development shall be in accordance with the above listed plans.

CARRIED 11:3
Ald. Gerretsen, Ald. Mackenzie, Ald. Miller Opposed.)

Ald. Keenleyside withdrew from the meeting at 8:35 P.M., and returned to the meeting at 8:37 P.M.

4. WHEREAS the Neighbourhood Improvement Program Redevelopment Plan provides for certain improvements to the interiors of Robert Meek and Central Public Schools, at a total estimated cost of $21,659.00; and

WHEREAS the lowest bids received in response to public tenders for these improvements are considerably in excess of the estimated cost; and

WHEREAS the NIP Area Citizens' Committee has considered this situation and has reviewed the priorities of the Redevelopment Plan and recommended that the proposed improvements to the school interiors not proceed, and that the money allocated in the budget for this purpose be devoted to the purchase of equipment for Artillery Park; and

WHEREAS the Planning Board concurs with the recommendation of the NIP Area Citizens' Committee:

REPORTS (cont'd)

Report No. 46 - City of Kingston Planning Board (cont'd)

4. (cont'd)

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend By-Law No. 8438, "A By-Law to Adopt a Redevelopment Plan for the City of Kingston N.I.P. Redevelopment Area," as follows:

(1) that Recommendation #5, contained on pages 37 and 71 of the Plan, which is attached to the by-law as Schedule "A" be amended by deleting reference to school buildings, so that the third paragraph of this recommendation would read as follows:

"and to carry out improvements to the following school grounds in co-operation with the Frontenac County Board of Education and the Frontenac, Lennox and Addington Separate School Board."

(2) that the $21,659.00 allocated in the Budget under Capital costs of Social and Recreational Facilities for improvements to school buildings be used for improvements to Artillery Park.

(See By-Law 1: No. 8824) *CARRIED 13:1*
(Ald. Hawkins Opposed.)

Ald. Keyes declared a Conflict of Interest in Clause 5 as he is employed by the Frontenac County Board of Education.

5. That, subject to the concurrence of the NIP Area Citizens' Committee, the Frontenac County Board of Education be reimbursed for expenses in the amount of $1,050.31, which were incurred by the School Board in preparing for tenders for the renovations to Robert Meek and Central Public Schools, it being understood that this expenditure will be a charge against the Neighbourhood Improvement Program Budget - Capital Costs of Social and Recreational Facilities

CARRIED 13:0
(Ald. Keyes Abstained.)

6. WHEREAS the Neighbourhood Improvement Program Redevelopment Plan provides for the acquisition of certain deteriorated residential properties, including 126-127-129-131 Montreal Street; and

WHEREAS this property has been repaired by the owners in conformity with the requirements of the Property Standards By-Law No. 8597; and

WHEREAS the objective of the Redevelopment Plan, to improve the physical condition of housing in the NIP Area, is thus being achieved:

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend By-Law No. 8438, "A By-Law to Adopt a Redevelopment Plan for the City of Kingston N.I.P. Redevelopment Area," as follows:

REPORTS (cont'd)

Report No. 46 - City of Kingston Planning Board (cont'd)

6. (cont'd)

(1) that Recommendation #9, contained on page 49 of the Plan, which is attached to the by-law as Schedule "A", be amended by deleting reference to acquiring 126-127-129-131 Montreal Street, consisting of four dwelling units owned by J.P. Clements (Kingston) Ltd., and that reference to acquiring this property on page 50 and on Map #15 on page 52, also be deleted; and

(2) that Recommendation #11, contained on page 69 of the Plan, be amended by deleting "126-127-129-131 Montreal Street."

(See By-Law 1: No. 8824) *CARRIED*

7. WHEREAS Homestead Land Holdings Limited has made application to amend Zoning By-Law No. 8499 with respect to an approximately 0.77 acre parcel of land located at the southwest corner of Lower Union and Ontario Streets, in order to permit the erection of a new 36 unit apartment building, while retaining the existing dwellings on the site; and

WHEREAS this development would require a reduction of the side yard, lot area and parking regulations for the B1 zone and an increase in the density provision from 28 units per acre to 61 units per acre; and

WHEREAS the applicant has indicated that the existing dwellings on the subject property would be retained if the proposed amendments were approved; however, Planning Board is of the opinion that this commitment would not justify the requested density; and

WHEREAS these amendments are considered to be excessive in nature and would provide for a development which is unsuitable for the site and not in conformity with the principles of the Official Plan:

THEREFORE BE IT RESOLVED that Application No. 1976-Z-130, being an application to amend the side yard, lot area, parking and density regulations for the approximately 0.77 acre parcel of land located at the southwest corner of Lower Union and Ontario Streets, be refused.

CARRIED 12:2
(Ald. Allmark, Ald. Webb Opposed)
(See Following Motion Which Was LOST)

Moved by Ald. Allmark,
Seconded by Ald. Webb,

That Clause 7, Report No. 46, be referred back to the Planning Board.

LOST 2:12

REPORTS (cont'd)

Report No. 46 - City of Kingston Planning Board (cont'd)

8. WHEREAS, on July 28, 1975 Council passed By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston," being a new comprehensive Zoning By-Law for the entire City, intended to implement the City's Official Plan; and

WHEREAS on Map #15 of this by-law, the site of Kingston Home Bakery (774 Montreal Street), located on the west side of Montreal Street south of Hickson Avenue, was zoned M6 (Industrial), which permits bakeries but sets out regulations to which the subject lot and building cannot conform; and

WHEREAS the Specific Area #13 Study, which was approved in principle by Planning Board in June 1973 and intended to serve as a guide for the future rezoning of this industrial area, indicated that the subject property was to be placed in a zone which would permit this established industry in its present form; and

WHEREAS the M7 (Industrial) Zone of By-Law No. 8499 would implement this recommendation of the Specific Area #13 Study:

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend Zoning Map #15 of By-Law No. 8499, to provide that the approximately 0.1 acre parcel of land located on the west side of Montreal Street south of Hickson Avenue (Kingston Home Bakery - 774 Montreal Street) be rezoned from M6 (Industrial) to M7 (Industrial), as shown on a copy of Zoning Map #15, which is attached to this report as Schedule "A".

(See By-Law 2: No. 8825) *CARRIED*

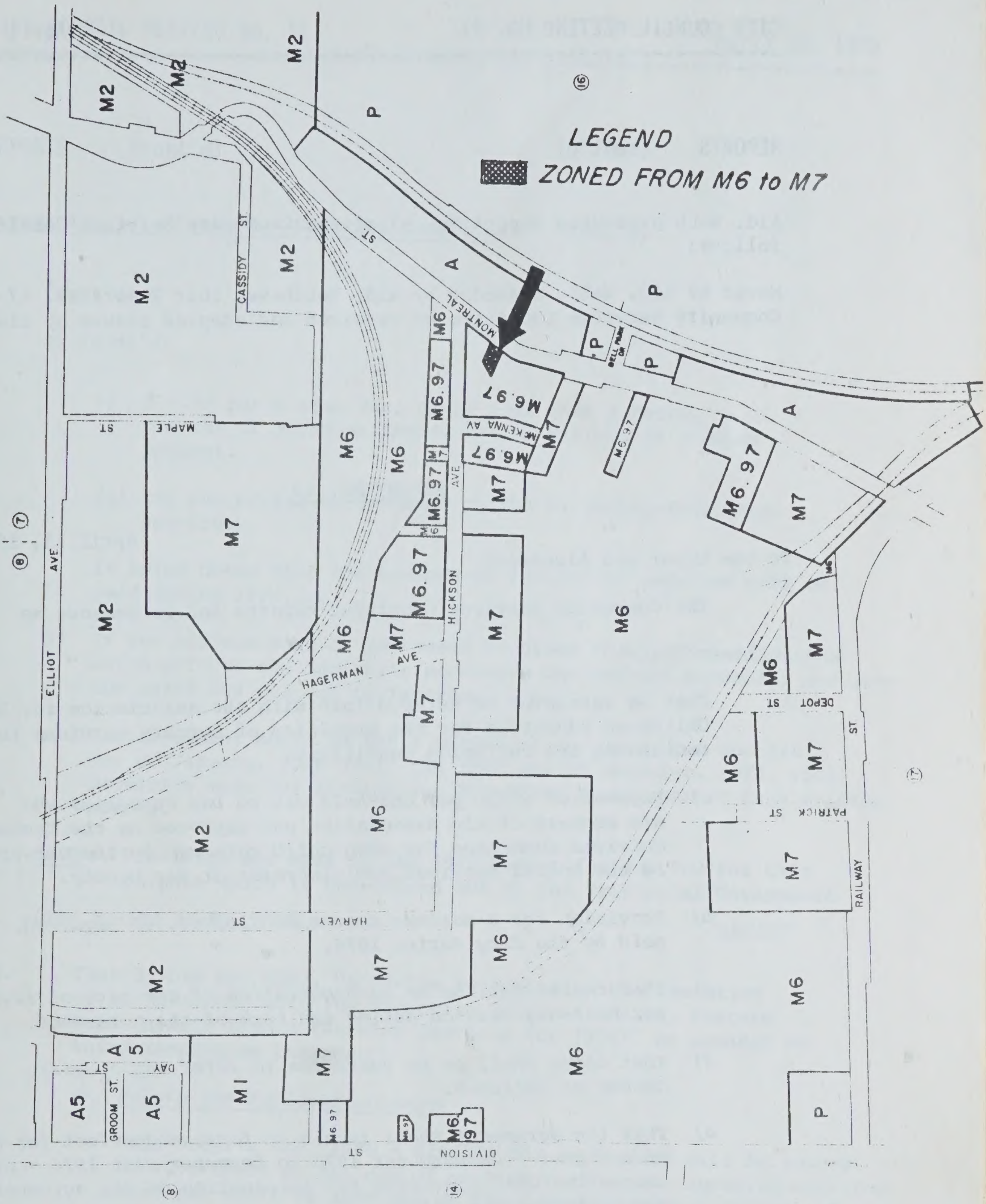
9. That Council does hereby certify that By-Law No. 8825, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 0.1 Acre West Side of Montreal Street south of Hickson Avenue from M6 to M7)," is in conformity with the Official Plan approved and in force in the City of Kingston.

CARRIED

Respectfully submitted,

(signed) *Ken Keyes* (Chairman)
Judith Mackenzie
K.W. Matthews
Lois E. Miller
D.G. Timmins

SCHEDULE 'A'
PLANNING BOARD
REPORT NO. 46


LEGEND
▩ ZONED FROM M6 to M7
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MAP 15

BY-LAW Nº 84
JULY 28, 1975
REVISED__________

REPORTS (cont'd)

Ald. Webb presented Report No. 47 of the Community Services Committee as follows:

Moved by Ald. Webb, Seconded by Ald. Matthews, that Report No. 47 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 47

April 15, 1976.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That an agreement be entered into with the Association for Early Childhood Education for the provision of nursery services in 1976 containing the following conditions:

   a) *Payment of $2.50 per one-half day to Day Nurseries who are members of the Association and approved by the Community Services Committee for each child referred to the nurseries by the Social Services Administrator or her Deputy.*

   b) *Provision for a maximum amount of $10,767, if required, to be paid by the City during 1976.*

   c) *That there shall be no re-negotiation of the rate of $2.50 per half-day session during the term of the agreement.*

   d) *That there shall be no guarantee to refer any specific number of children.*

   e) *That the agreement shall remain in force and effect for a period of one year - January 1st 1976 to December 31st 1976 - and yearly thereafter with provision for termination of the agreement upon one month's given notice.*

   f) *That both parties may agree to amendments to the agreement.*

   NOTE: There is provision for $10,767 in the 1976 Social Services Budget for this purpose. This is subsidized by the Provincial Government by 80%.

CARRIED

2. That By-Law No. 8666, "A By-Law to Authorize the Execution of an Agreement with the Canadian Red Cross Society (Kingston Branch) (Homemaker Services for 1976)" be amended on third reading to substitute the standard form of agreement as approved by the Ministry of Community and Social Services containing the following conditions:

   a) *If the financial circumstances of the person applying for homemaker services does not permit him to pay in full the required fees, the City will pay for such services either in full or part. The fees for said services shall be as follows:*

REPORTS (cont'd)

Report No. 47 - Community Services Committee (cont'd)

2. (cont'd)

a) (cont'd)

i) $28.00 per 8 hour day, or if less than 8 hours, the sum of $3.50 per hour, with a minimum of 2 hours payment.

ii) the sum of $42.00 for each period of twenty-four hours service.

it being noted that the maximum of $30,000 if required will be paid during 1976.

b) If the minimum wage is increased or other legislation is passed which affects the Society's personnel who provide homemaker services the rates are subject to revision.

c) The agreement shall be for a period of one year from the 1st day of January, 1976 until the 31st day of December, 1976, with provision made for termination by either party upon 60 days written notice.

NOTE: Provision was made in the 1976 Budget for $30,000 for this purpose which is subsidized 80% by the Provincial Government.

(See By-Law 8: No. 8666) *CARRIED*

3. That By-Law No. 8667, "A By-Law to Authorize the Execution of an Agreement with the Victorian Order of Nurses, Eastern Lake Ontario Branch (Nursing Services for 1976)" be amended on third reading as follows:

a) Delete the following clause:

"The Order's fee (1976 - $10.75) for each visit will be subject to adjustment at the end of each year after the annually computed cost per visit is approved by the Order's National Office. A thirteenth payment will be made by the City for any deficit to the Order on visits paid through the Act and Regulations. The Order further undertakes to make an adjustment to the City for any surplus incurred should the Order's annually computed cost per visit be less than the fee set for service in any one year".

b) To provide that the maximum amount of $7,000, if required, will be paid by the City for this service during 1976.

NOTE: An amount of $7,000 has been included in the 1976 Budget for this purpose which is subsidized by 80%. The 1976 rate per visit shall be $10.75.

(See By-Law 9: No. 8667) *CARRIED*

4. That an agreement be entered into with the Family Day Care Committee, Kingston Day Care Incorporated, for provision of Private Home Day Care for children of persons in need on the following conditions:

a) Payment of $8.08 for each child per diem for private home day care, less the fees, if any, payable by the child's parent.

b) Fees payable by the child's parent shall be determined in accordance with the Regulations under the Day Nurseries Act, 1970, as amended.

REPORTS (cont'd)

Report No. 47 - Community Services Committee (cont'd)

4. (cont'd)

c) *Provision for a maximum payment of $7,500 by the City during 1976.*

d) *Review of the parent's financial position if deemed necessary by the Administrator after each six month period.*

e) *That the agreement shall be in force for a period of one year from January 1st 1976 to December 31st 1976 and may be terminated by either party by giving two months' written notice.*

NOTE: An amount of $7,500 has been included in the 1976 Budget for this purpose which is subsidized 80% by the Provincial Government.

CARRIED

5. That an agreement be entered into with Kingston Day Care Incorporated for use of the services provided for such children as are referred by the Social Services Administrator on the following conditions:

a) *Provision for payment of a rate of $12.15 per diem.*

b) *Provision for a maximum amount of $36,000 to be paid by the City in 1976, if required.*

c) *Provision for a term of January 1st 1976 to December 31st 1976.*

NOTE: An amount of $36,000 has been provided in the 1976 Budget for this purpose which is subsidized 80% by the Provincial Government.

CARRIED

6. That the Ministry of Community and Social Services be requested to consider the establishment of the administration of General Welfare Assistance on a regional basis in the Kingston area.

CARRIED 10:4
(See Recorded Vote)

Ald. Gerretsen requested a Recorded Vote on Clause 6 which was as follows:

YEAS: Ald. Allmark, Ald. Breen, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Webb (10)

NAYS: Mayor Speal, Ald. Keyes, Ald. Timmins, Ald. Travers (4)

7. That, as recommended by the Administrator of Rideaucrest Home, and in accordance with the guidelines of the Ministry of Community and Social Services, the per diem rate for residential care at Rideaucrest Home be $18.00 effective May 1st 1976.

CARRIED

Respectfully submitted,

(signed) *G.L. Webb* (Chairman)
K.W. Matthews
G. Allmark
Neil McArthur
Lois Miller

* * *

REPORTS (cont'd)

Ald. Breen presented Report No. 48 of the Public Works Committee as follows:

Moved by Ald. Breen, Seconded by Ald. Mackenzie, That Report No. 48 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 48

April 20, 1976

To the Mayor and Aldermen:

The Public Works Committee recommends as follows:

1. That notwithstanding the provisions of By-Law No. 10 - A By-Law Respecting Streets - and By-Law No. 14 - A By-Law Relating to Sewers and Drains - the Public Utilities Commission be permitted to bell clamp gasmains on the following streets without payment of cut permit fees on provision of temporary asphalt surface and subsequent maintenance prior to current pavement reconstruction and placement of asphalt overlay:

Barrack St. - Rideau to Wellington St
Division St. - Queen to Princess St
Queen St. - Barrie to Division St

CARRIED

2. That the tender of Bennett Paving and Materials Ltd., in the amount of $226,334.25, for the reconstruction of the pavements on the following streets -

Portsmouth Ave., 150' n. of Bath Rd. to Fairview (including asphalt curb and gutter, sidewalk and catch basins);

Barrack St. - Rideau to Wellington
Brock St./Palace Rd. - Johnson St. and Sir John A. road widening only, including curbs, curb and gutter;

Queen St. - Division to Barrie St.
Division St. - Queen to Princess
Princess St., 50' e. of Frontenac to 190' easterly (remove blvd. and replace with asphalt)

Alfred St., York to Concession (widening on west side only, with concrete gutter);

and placement of an asphalt overlay on the pavements on the following streets -

Raglan Rd. - Barrie to York
Sutherland Dr. - Montreal to Conacher
Conacher Dr. - Sutherland to 100' westerly
King St. - Brock to Princess
Simcoe St.
Charles St. - Bagot to Montreal
King St. at O'Kill
Yonge St. - Logan to King
King St. - Union to Macdonald
Queen's Cr. - Albert to Collingwood
Division St., 300' n. of Fraser to 300' northerly
Union St. - Willingdon to Traymoor
Sir John A. MacD. Blvd., north bound lane 500' s. of Bath Rd. to 1900' southerly
Sir John A. MacD. Blvd. south bound lane 500' s. of Bath to 600' northerly;

REPORTS (cont'd)

Report No. 48 - Public Works Committee (cont'd)

2. (cont'd)

in accordance with plans and specifications prepared by the City Engineering Dept., be accepted being the lowest tender received, subject to the approval of the Ministry of Transportation and Communications.

(See By-Law 3: No. 8826) *CARRIED*

3. That the following tenders for supply of Utility Work Clothing be accepted being the lowest tenders received, provided the quality of the clothing is not in question:

(Alderman French opposed)

Larry's Men's Wear	
472 utility trousers	$ 3,020.80
Caldwell Ind.	
266 coveralls	2,750.44
Service Uniforms Ltd.	
304 short sleeve utility shirts	1,337.60
A-1 Clothing	
212 utility jackets	1,462.80
296 long sleeve utility shirts	1,642.80
Total	$10,214.44
Sales Tax	715.01
Grand Total	$10,929.45

CARRIED 13:1
(Ald. Hawkins Opposed)

4. That a crushed stone approach road be constructed at the Water Pollution Control Plant by day labour at estimated cost of $1,450.00 to facilitate large tank trucks to back up adjacent to the storage tank when making deliveries of ferric chloride, and that the expenditure be charged to By-Law No. 8648 - A By-Law to Authorize the Execution of an Agreement with Central Mortgage and Housing Corporation (National Housing Act Loan) phosphorus removal facility at the Water Pollution Control Plant.

CARRIED

Respectfully submitted,

(signed) *B.E. Breen* (Chairman)
Judith Mackenzie
Neil McArthur
D.J. Travers

* * *

REPORTS (cont'd)

Ald. Keenleyside presented Report No. 49 of the Parks and Recreation Committee as follows:

Moved by Ald. Keenleyside, Seconded by Ald. Timmins, that Report No. 49 of the Parks and Recreation Committee be received and adopted clause by clause.

REPORT NO. 49

April 15, 1976

To the Mayor and Aldermen:

The Parks and Recreation Committee recommends as follows: -

1. That the account of D.A. Foley Ltd., in the amount of $1,197.50, for rental of float and bulldozer for grading of fill in McCullough Park, be paid, being the lowest quotation received.

CARRIED

2. That the tender of Wagar Coach Lines, in the amount of $2,925.00, for the provision of transportation services for Day Camp activities during the year 1976, be accepted being the lower tender received.

CARRIED 13:1
(Ald. McArthur Opposed.)

3. That the tender of Wilmot's Dairy to supply milk to the Day Camp during the 1976 season, as set out hereunder, be accepted being the lowest tender received -

2% white (8 oz. units)	.13
Chocolate " " "	.15

CARRIED

4. That the following tenders for the supply of utility work clothing be accepted.

Larry's Men's Wear - lowest tender received for trousers	
*96 utility jackets	$ 720.00
216 utility trousers	1,382.40
Caldwell Ind. - lowest tender received	
96 coveralls	996.48
Service Uniforms Ltd. - lowest tender received	
134 short sleeve utility shirts	589.60
A-1 Clothing - lowest tender received	
102 long sleeve utility shirts	556.10
	$4,254.58
Sales Tax	297.81
Total	$4,552.39

* A-1 Clothing submitted the lowest tender but the colour of the jacket does not match the colour of the trousers offered by Larry's Men's Wear.

CARRIED 13:1
(Ald. Hawkins Opposed.)

REPORTS (cont'd)

Report No. 49 - Parks and Recreation Committee (cont'd)

5. That notwithstanding the provisions of By-Law No. 21 - A By-law Fixing the Rental Rates for Memorial Hall, Council Chambers and Committee Rooms - the St. Lawrence Youth Association be permitted to use at no charge the John Counter Room on Tuesday, May 11, 1976 from 8 p.m. to 10:30 p.m. for the purpose of holding their Annual Meeting.

CARRIED

Respectfully submitted,

(signed) *J.L. Keenleyside* (Chairman)
D.G. Timmins
J. Hawkins
Judith Mackenzie
K.W. Matthews

* * *

Ald. Keyes presented Report No. 50 of the Finance and Accounts Committee as follows:

Council consented to the addition of Clause 16 for presentation to Council.

Mayor Speal declared a Conflict of Interest in Clause 1 as he acted as Solicitor, in the past, for one of the partners.

Mayor Speal withdrew from the meeting at 9:23 P.M.

Ald. Gerretsen assumed the Chair.

Moved by Ald. Hawkins,
Seconded by Ald. Keenleyside,

That Schedule "A" to Clause 1, Report No. 50, be amended on Page 2, Section 2, by deleting the words "food grosses" and "food gross" and substituting therefore the words "total gross receipts".

CARRIED 12:1
(Ald. Allmark opposed.)

Moved by Ald. Mackenzie,
Seconded by Ald. Keenleyside,

That Schedule "A" to Clause 1, Report No. 50, be amended by adding the followin as Paragraph 2 on Page 3 thereof:

> "The Harbour Company, in order to ensure a restaurant and snack bar of high calibre, will provide high quality furnishings and decor, a high level of service and the highest grade of government inspected meats, vegetables, and other foods to be used in preparation of meals."

CARRIED 12:1
(Ald. Breen Opposed.)

REPORTS (cont'd)

Moved by Ald. Webb,
Seconded by Ald. McArthur,

That Schedule "A" to Clause 1, Report No. 50, be amended by deleting the last four words on page 4 which read "pressure for service by public" and substituting therefor the words "approval of the City".

CARRIED 13:0

Moved by Ald. Keyes, Seconded by Ald. Breen, that Report No. 50 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 50

April 21, 1976

To the Mayor and Aldermen:

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by the Parks and Recreation Committee, the execution of a lease agreement With Athanasios Anagnostopoulos, Peter Galanis and Peter J. Radley to be incorporated as an Ontario company under *The Business Corporations Act* under the name of "The Harbour Restaurant Limited", be and is hereby authorized for the operation of a restaurant, lounge and snack bar at the Olympic Site for the period August 1, 1976, to July 31, 1986, in accordance with the terms detailed on Schedule "A", attached hereto.

CARRIED, WITH SCHEDULE "A" AMENDED 12:1
(Ald. Webb opposed.)

2. That, subject to justification to the Associated Architects for the Kingston Public Library of the reasons for a 25% increase, the agreement with Gerald Best Excavating Limited for the construction of a retaining wall between the new Public Library on Johnson Street and the O.H.C. Senior Citizen Housing Project on Bagot Street, be amended to provide for an increase in the total amount of the contract not to exceed 25%, i.e., from $12,540.00 to an amount not to exceed $15,675.00.

(See By-Law 4: No. 8827) *CARRIED 13:0*

REPORTS (cont'd)

Report No. 50 - Finance and Accounts Committee (cont'd)

3. That, as recommended by the Commissioner of Parks and Recreation and as concurred in by the Consultants, the following security lighting fixtures be authorized to be purchased, rather than leased, at a total cost of $2,538.57 to be charged to the Olympic Capital Budget:

   24 - G.E. #597778G8T 1500 W. Quartz Fixture and Lamp @ $62.00 each plus Tax from Westburne; and

   29 - Skyline Q502TR 500 W. Quartz Fixture and Lamp @ $30.50 each from Westinghouse,

   being the lowest quotations received.

CARRIED

4. That the following K.O.P.E.C. accounts be authorized for payment:

   a) Maxwell Printers - $814.91
   (July Craft Show - Entry Forms and Brochures)

   b) i) Jeff Stock - $250.00
   (Advance on fee for Rock Concert)

   ii) Duncan White - $350.00
   (Advance on fee for Rock Concert)

   iii) Don Walsh - $350.00
   (Advance on fee for Rock Concert)

   iv) Ken Tobias - $350.00
   (Advance on fee for Rock Concert)

   v) Lenny Solomon - $400.00
   (Advance on fee for Rock Concert)

   c) Gallery Association Agnes Etherington Art Centre - $700.00
   (Pre-production expenses for *Kites over Kingston* Programme.)

   d) The Agnes Etherington Art Centre - $1,000.00
   (Pre-production expenses for the Banners associated with the Visual Arts Program for the Olympic Summer.)

   e) Domino Theatre - $500.00
   (Pre-production expenses)

   f) Theatre Mekanique - $500.00
   (Pre-production expenses)

   g) Theatre 5 - $500.00
   (Pre-production expenses)

CARRIED

5. That, as recommended by the Architects Consortium and as concurred in by the Director General Yachting, the following Change Orders be ratified with costs to be charged to the Olympic Capital Budget for "O.R.T.O.":

REPORTS (cont'd)

Report No. 50 - Finance and Accounts Committee (cont'd)

5. (cont'd)

Emmons and Mitchell Construction Limited
(Extra to the Contract)

(1) Change Order No. 5:

Fill all necessary holes and paint main lobby and north-south corridor.	
Labour and Material	$ 360.00
Markup 10%	36.00
TOTAL EXTRA	$ 396.00

(2) Change Order No. 6:

Top soil and sodding	$ 920.00	
Painting - washrooms, walls, floors and ceilings, west wall of new work and west wall of existing yellow stucco, complete with door	655.00	
Plumbing	696.48	
Electrical	287.00	
	$2,558.48	
10% Overhead and Profit	255.85	
	$2,814.33	$2,814.33
Entrance and interior double doors and hardware as required	$1,141.80	
Fencing - removal and reinstallation	780.00	
	$1,921.80	
15% Overhead and Profit	288.27	
	$2,210.07	$2,210.07
TOTAL EXTRA		$5,024.40

CARRIED

6. That, as recommended by the Purchasing Agent, and as concurred in by the Director General Yachting, the tender of Mills Office Suppliers Ltd. for the supply of furniture for the Olympic Facilities offices, including O.R.T.O., as detailed on Tender No. 76-17, in the amount of $41,994.07, plus $2,939.58 Ontario Retail Sales Tax (total $44,933.65), being the lowest complete tender, combining Alternate "B" items, be accepted, with costs to be charged to the Olympic Capital Budget for "Furnishings".

(Note: Copy of Summary of Tender No. 76-17 has, previously, been distributed to each member of Council.)

CARRIED

7. Whereas the 1976 Budget provides for an expenditure of $6,000. for wages for two persons for the summer to continue the job of architectural descriptions, etc., for the Local Architectural Conservation Advisory Committee;

And Whereas in the Revenue section of the Budget, $3,000. was included as a matching Wintario Grant;

And Whereas the Wintario funds are now found not to be "matching":

REPORTS (cont'd)

Report No. 50 - Finance and Accounts Committee (cont'd)

7. (cont'd)

THAT:

(A) the Local Architectural Conservation Advisory Committee be authorized to utilize the $3,000. available now for wages;

(B) the following budget appropriation amendment be approved:

	Decrease
EXPENDITURES	
PLANNING & HOUSING	
ARCHITECTURAL CONSERVATION	$3,000.
REVENUE - Miscellaneous	$3,000.

-and-

(C) subject to the Local Architectural Conservation Advisory Committee raising the sum of $1,000. by public subscription and having it matched by a Wintario grant of $1,000., the following budget appropriation amendment be approved in order to provide the Committee with an additional $1,000. to make a total of a second $3,000. available to spend on wages:

	Increase	Decrease
EXPENDITURES		
PLANNING & HOUSING		
ARCHITECTURAL CONSERVATION	$3,000.	-
FINANCE		
- Contingencies	-	$1,000.
REVENUE - Miscellaneous	$2,000.	

(See Following Motion)

Moved by Ald. Miller,
Seconded by Ald. Keyes,

That Clause 7, Report No. 50, be amended by adding the words "or Ontario Heritage" after the word "Wintario" in section (C) thereof.

CARRIED

Clause 7, as amended, was then considered.

REPORTS (cont'd)

Report No. 50 - Finance and Accounts Committee (cont'd)

7. Whereas the 1976 Budget provides for an expenditure of $6,000. for wages for two persons for the summer to continue the job of architectural descriptions, etc., for the Local Architectural Conservation Advisory Committee;

And Whereas in the Revenue section of the Budget, $3,000. was included as a matching Wintario Grant;

And Whereas the Wintario funds are now found not to be "matching":

THAT:

(A) the Local Architectural Conservation Advisory Committee be authorized to utilize the $3,000. available now for wages;

(B) the following budget appropriation amendment be approved:

	Decrease
EXPENDITURES	
PLANNING & HOUSING	
ARCHITECTURAL CONSERVATION	$3,000.
REVENUE - Miscellaneous	$3,000.

-and-

(C) subject to the Local Architectural Conservation Advisory Committee raising the sum of $1,000. by public subscription and having it matched by a Wintario or Ontario Heritage Grant of $1,000., the following budget appropriation amendment be approved in order to provide the Committee with an additional $1,000. to make a total of a second $3,000. available to spend on wages:

	Increase	Decrease
EXPENDITURES		
PLANNING & HOUSING		
ARCHITECTURAL CONSERVATION	$3,000.	-
FINANCE		
- Contingencies	-	$1,000.
REVENUE - Miscellaneous	$2,000.	-

CARRIED AS AMENDED 10:3
(Ald. Timmins opposed.)

Mayor Speal returned to the meeting at 10:00 p.m. and resumed the Chair.

REPORTS (cont'd)

Report No. 50 - Finance and Accounts Committee (cont'd)

8. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the reconstruction of the following concrete sidewalks at a total estimated cost of $20,767.05 as a charge against the General Tax Rate, provision for this expenditure having been made in the 1976 Capital Budget:

STREET	SIDE	TYPE	FROM	TO
L. Union Street	South	A	Wellington St.	Easterly 337'
Division Street	East	A	16' S. of Brock	Southerly 162'
King Street	North	A	Livingston Ave.	Pembroke St.
Colborne Street	North	A	Division St.	Westerly 254'
L. University Avenue	East	A	Curb face of King Street	Northerly 436'

(Note: Total Cost $20,767.05
Less Estimated M.T.C. subsidy (-) 1,767.05
Net Amount to be debentured $19,000.00.)

(See By-Law 5: No. 8828) *CARRIED 14:0*

9. That, as recommended by the Public Works Committee, Clause 4, Report No. 22, 1976, which reads as follows:

"4. That, as recommended by the Special Portsmouth Harbour-Olympics 1976 Committee, the sum of $8,800.00 be authorized to be charged to the Olympic Capital Budget appropriation "Contingencies" to provide for the establishment and operation of the following comfort stations in the Portsmouth Harbour Area during the 1976 Sailing Olympics:

a) In Portsmouth Park (East of St. John Hall)

Temporary Washroom - 8' x 32' - of frame construction

7 toilets, 3 urinals and 4 wash basins
Construction - $6,500.
Operation - $1,500.

b) Adjacent to Kingston Penitentiary (South of King Street)

Portable toilets - 4
Rental - $420.
Construction of Screening - $380.00"

be AMENDED by deleting subsections (a) and (b) and by substituting the following therefore:

REPORTS (cont'd)

Report No. 50 - Finance and Accounts Committee (cont'd)

9. (cont'd)

"a Comfort Station be constructed on the south-west corner of the parking lot at Peter's Drug Store of frame construction containing 4 wash basins, 3 urinals and 5 toilets, at -

Total cost of construction including rental of $100.00 per week for approximately 6 weeks		$7,300.00
Cost of Operation		1,500.00
	Total	$8,800.00

-and-

the execution of the necessary lease agreement with Mr. Melville J. Peters be and is hereby authorized".

CARRIED

10. That, as recommended by the Community Services Committee, as recommended by the Administrator, the reorganization of the Nursing Department of Rideaucrest into three geographical units - each unit to comprise approximately 83 beds, as follows:

Unit One - Bed Care 1 and Centre Corridor - First Floor - '55 Wing
Unit Two - Bed Care 11 and Centre Corridor - 2nd Floor - '55 Wing
Unit Three - Special Care and Normal Care - '63 Wing,

together with the necessary re-organization of staff, as detailed on organizational chart, a copy of which has previously been distributed to all members of Council, be approved.

CARRIED

11. That, as recommended by the Community Services Committee, the shift differential approved in 1975 for registered nurses at the Rideaucrest Home on the evening and midnight shift and on week-ends who are performing the duties of the Director of Nursing at the rate of $4.62 per shift be increased to $5.11 per shift retroactive to January 1, 1976.

CARRIED

12. That the unfairness of the action of the Government of Ontario to the municipalities of Ontario in providing pre-Budget information, through consultation and public meetings, on the amount of Provincial revenue (Grants) which would be available, and NOT notifying, or warning, or cautioning the municipalities of the impending increase in their expenditures, for O.H.I.P. fees, be brought to the attention of the Treasurer of Ontario.

CARRIED

13. That the following budget appropriation amendment be approved in order to provide additional funds for the purchase of gasoline for the Kingston Safety Council Safety Patrol Boat which will be utilized an additional 5 weeks during 1976:

REPORTS (cont'd)

Report No. 50 - Finance and Accounts Committee (cont'd)

13. (cont'd)

	Increase	Decrease
TRAFFIC & STREETS		
Kingston Safety Council	$300.	-
FINANCE & ACCOUNTS		
Contingencies	-	$300.

CARRIED

14. That no action be taken to increase the 1976 Grant to the Kingston Symphony Association.

CARRIED 12:2
(Ald. Mackenzie, Ald. Miller Opposed

15. That a by-law be presented to Council to ratify the recommendations on resolutions that have been approved at this meeting of Council.

CARRIED

16. That, as recommended by the Director General Yachting, the quotation of Simpsons Contract Division of The Robert Simpson Company Limited in the amount of $370.00 plus Ontario Sales Tax for the supply and installation of track and sheer draperies in the VIP/Press Lounge be accepted as a charge to the Olympic Capital Budget.

CARRIED

Respectfully submitted,

(signed) *George N. Speal* (Chairman)
J.P. Gerretsen
B.E. Breen
J.L. Keenleyside
Ken Keyes
G.L. Webb

SCHEDULE "A" TO REPORT
NO. 50 - FINANCE AND ACCOUNTS
(AS AMENDED)

To: CHAIRMAN & COMMITTEE OF PARKS & RECREATION
and
MAYOR AND MEMBERS OF COUNCIL

From: Douglas R. Fluhrer,
Commissioner

Re: Olympic Restaurant - Olympic C.O.J.O.
- Post-Olympic/City

Date: April 15, 1976

In a letter to the City, the company to be known as "The Harbour Restaurant Limited" has made a proposal to operate the restaurant, lounge and snack bar for a period of 10 years commencing August 1/76 to July 31/86. This is the period immediately following the Olympic Games.

In another letter to Col. Jones - C.O.J.O., an offer has been made and accepted by C.O.J.O. for operation of the Olympic restaurant, lounge and snack bar during June and July, 1976

It is now appropriate to resolve a suitable agreement between the "Harbour Restaurant" company and the City.

As a result of several lengthy meetings between the City and the Harbour people, the following general terms are presented for consideration.

The company's principle owners will be :

Athanasios Anagnostopoulos (Tom Annis)
Peter Galanis
Peter J. Radley

Due to the short time left to set up the operation, it has been mutually agreed that, after Council approval, the concessionaires can commence preparations which will be prior to final documents having been drawn up. It will be understood that the following points are the ones of most concern to the City and the Harbour company.

1. Duration - 10 year least 1976-1986

2. Rent

   - (a) The concessionaire agrees to pay all utilities related to the restaurant, lounge, lobby, snack bar and washrooms.

   - (b) The Harbour comapny agrees to pay the following monthly rent over the 10 year period of the agreement.

Years 1 - 5

1 - 800 per month or 5% of total gross receipts
(whichever is greater)
2 - 900 per month ditto
3 - 1000 per month ditto
4 - 1000 per month ditto
5 - 1000 per month ditto

Years 6 - 10

6 - 1200 per month of 5% of total gross receipts
(whichever is greater)
7 - 1200 per month ditto
8 - 1200 per month ditto
9 - 1200 per month ditto
10 - 1200 per month ditto

N.B. During the last 5 years the company further agrees to pay the City additional rent of total gross receipts in excess of $300,000. at a rate of 10% for year 6 -

for year 7 - 10% over $310,000.
for year 8 - 10% over $320,000.
for year 9 - 10% over $330,000.
for year 10 - 10% over $340,000.

All of this is on top of 5% or $1,200. base, but applies only to total gross receipts amount beyond $300,000., $310,000., $320,000., $330,000. and $340,000.

The Harbour company will pay base on first of each month and make % adjustments quarterly and final adjustment annually.

All books are open to City audit and Treasurer.

The Harbour company will provide all necessary furnishings, decor and equipment that is required to operate a first class food concession. (This will amount to $175 - $200,000.)

The Harbour company, in order to ensure a restaurant and snack bar of high calibre, will provide high quality furnishings and decor, a high level of service and the highest grade of government inspected meats, vegetables, and other foods to be used in preparation of meals.

Areas included in Contract

(i) Snack bar
(ii) Restaurant (2nd floor)
(iii) Lounge (2nd floor)
(iv) Kitchen (2nd floor)
(v) Staff rooms (2nd floor)
(vi) Store Room (2nd floor)
(vii) Washrooms (2nd floor)
(viii) Share lobby and stairway
(ix) Patio areas (2nd floor - 2 locations)

- It is understood that the agreed patio areas will not be used beyond 33% of the square footage of each area, and will allow public freedom of movement and use.

  City will be allowed to place public furniture in these and other patio areas as deemed necessary and mutually agreed.

- The Harbour company will have exclusive rights to set prices, fix menues and to provide all prepared food for the site.

- It is further agreed that the City will give first right of refusal to concessionaire with regard to additional rental of areas adjacent to the snack bar and rooms at rear of kitchen on 2nd floor.

- It is also agreed that concessionaire will have first right of refusal for any other prepared foods used on the site (land and buildings).

Snow Removal and Parking

- City will provide snow removal and by-law required parking.

Licences - Liquor, Wine & Beer

(i) Lounge - Liquor, beer and wine
(ii) Press Lounge - Liquor, beer and wine
(iii) Snack bar - beer
(iv) Patio - Liquor, beer and wine

The City agrees to assist the concessionaire in the persuit of these licence approvals, along with C.O.J.O.

Equipment

- Maintenance of all restaurant, snack bar and kitchen equipment, excluding heaters, air-conditioning and elevator, will be the responsibility of the Harbour company.

Insurance

- The City will insure all of the equipment owned by the City.

- See Harbour company's letter re. insurance

Hours of Operation

- Generally 7 a.m. - 1 a.m. 7 days per week
  Subject to L.C.B.O. and approval of the City.

DRF/mg

UNFINISHED BUSINESS

Ald. Keyes said that he had received a number of expressions of concern from Kingstonians that the P.U.C.'s hot water heater plan was being discontinued and he said that he had received today a carbon copy of an April 6th letter notifying of the termination of his own hot water heater rental plan as of the 1st of May.

He said that he had thought of this plan as an "insurance" policy to provide for reliable hot water service in his home and that for the last 12 years he had paid $324.00. Now, he said, he will receive the title to the hot water heater which, if it develops a leak, will have to be replaced by himself.

Mayor Speal said that the hot water heater rental plan included the cost of purchase and installation when electricity was cheap and the P.U.C. was in the appliance business in competition with private business.

He said that the P.U.C. had looked at their old policy of promoting, funding and renting of appliances and that it was a majority decision of the Commission to discontinue providing the service as of the 1st of May.

Ald. Matthews noted that someone was attempting to establish a dumping site on Cataraqui Street.

Ald. Matthews said that the fence surrounding the former junk yard at 1000 Montreal Street is now down in disrepair and that the property is being utilized as a used car lot.

Ald. Matthews asked if the unopened road allowance for "Boyle Street" would be given back to the subdivider since it will not go through to Folger Street.

Ald. Keenleyside noted that Ontario Hydro is discontinuing their hot water rental heaters also.

Ald. Keenleyside said that he believed that the minimum property standards By-Law was not supposed to be retroactive.

He said that a 12 unit apartment building, built 5 years ago, was recently inspected and a three page list of deficiencies under the by-law was presented to the owner. He said they also need a fire alarm or smoke detectors.

Ald. Keenleyside said that the owner can not afford to fix the deficiencies because he cannot raise the rent because of the rent review board requirements.

Ald. Keenleyside said that when investors find out about the minimun standards required for apartment houses they won't be investing in housing when they determine the cost of all the details required.

Ald. Timmins requested that the exit from the liquor store onto Concession Street be signed to indicate that Concession Street was "one-way".

Ald. Mackenzie said that she had recently visited "historic properties" in Halifax. She said that there were interesting shops and boutiques, well landscaped, and that seafood cafeterias and restaurants were on the second floor above the shops. She said that these "historic properties" were originally cut stone warehouses.

Ald. Mackenzie said that in Halifax they have altered their thoughts pertaining to historic properties to "water related" land-based ideas.

UNFINISHED BUSINESS (cont'd)

Ald. Mackenzie said that she had received a number of telephone calls and had made some telephone calls herself which indicate that the dog control officers are not always immediately available.

She said that the Community Services Committee should consider looking at the amount of fines in the Dog Control By-Law and provide stiffer enforcement of the law. She said that packs of roaming dogs are becoming more of a problem.

Ald. Breen said that the dog control officers' radio, which makes connection at the City Yard, is "out-of-order" quite often.

Ald. Breen said that he has received a number of complaints concerning the increase in the amount of the fee for building permits.

Ald. Breen said that the noise caused by automobiles crossing the LaSalle Causeway had been reduced by placing a certain type of steel strip on the roadway and he inquired if it was possible that more strips be placed on the roadway to further decrease noise caused by automobiles crossing the Causeway.

Ald. Breen said that, as City Council's representative on the Board of Governors of Ongwanada Hospital, he wished to report that the Ongwanada Hospital is also facing budget restraint. He said that they were looking at the armed forces hospital for possible future utilization.

In answer to a question from Ald. McArthur as to the effect of a Police Commission resolution when only two members of the Commission are present, Mayor Speal said that only two members of the three member Police Commission need to be present since they constitute a majority. Mayor Speal said that no "deputy" acts in the place of the Mayor on the Board of Police Commissioners.

Mayor Speal also said that the agenda of the Police Commission meeting at which he was not present had been brought to his attention prior to his leaving, and that he had been in full agreement with the actions taken by the other two members of the Commission.

Ald. Matthews suggested that the Attorney General should consider the composition of police commissions and suggested that they should be composed of 5 persons, not by 3 persons.

Mayor Speal reminded the members of Council of the noon meeting of the Finance Committee on Wednesday, May 5th, at which the members of the Public Utilities Commission would be present and to which all members of Council were invited.

Mayor Speal also reminded the members of Council that on Saturday, May 8th, there would be the granting of the Freedom of the City to the Royal Military College, with a reception at R.M.C. afterwards.

Ald. Webb withdrew from the meeting at 10:30 P.M.

BY-LAWS

ALL BY-LAWS WERE PASSED UNANIMOUSLY.

BY-LAWS (cont'd)

(a) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Laws 1 to 7 be given their first and second readings.

CARRIED 13:0

(b) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 6 and 7 their third reading.

CARRIED 13:0

(c) Moved by Ald. Matthews,
Seconded by Ald. Gerretsen,

That By-Laws 6 to 13 be given their third reading.

CARRIED 13:0

(1) A By-Law to Amend By-Law No. 8438, "A By-Law to Adopt a Redevelopment Plan for the City of Kingston N.I.P. Redevelopment Area " (Delete Improvements to Interiors of Robert Meek and Central Public Schools; Delete Provision for Acquisition of 126-127-129-131 Montreal Street)

(FIRST AND SECOND READING) (PROPOSED NO. 8824)
Clauses 4 & 6, Report No. 46, 1976

(2) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.1 Acre West Side of Montreal Street South of Hickson Avenue from M6 to M7)

(FIRST AND SECOND READING) (PROPOSED NO. 8825)
Clause 8, Report No. 46, 1976

(3) A By-Law to Authorize the Execution of an Agreement With Bennett Paving and Materials Limited (Contract No. 76-2W - Reconstruction of and Asphalt Overlay on Certain Pavements)

(FIRST AND SECOND READING) (PROPOSED NO. 8826)
Clause 2, Report No. 48, 1976

(4) A By-Law to Authorize the Execution of an Amending Agreement With Gerald Best Excavating Limited (Construction - Retaining Wall - Public Library and Senior Citizen Housing Site - Additional Cost)

(FIRST AND SECOND READING) (PROPOSED NO. 8827)
Clause 2, Report No. 50, 1976

BY-LAWS (cont'd)

(5) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks (General Rate)

(FIRST AND SECOND READING) (PROPOSED NO. 8828)
Clause 8, Report No. 50, 1976

(6) A By-Law to Authorize the Execution of an Agreement With Frank Saccon, In Trust (Sewer Connection - 22-24 Davidson Street to Livingston Avenue Trunk Sewer)

(THREE READINGS) (PROPOSED NO. 8829)
By-Law No. 14

(7) A By-Law to Confirm the Proceedings of Council at its Meeting Held April 26, 1976

(THREE READINGS) (PROPOSED NO. 8830)
City Council Meeting No. 11

(8) A By-Law to Authorize the Execution of an Agreement With the Canadian Red Cross Society (Kingston Branch) (Homemakers Services for 1976)

(THIRD READING) (PROPOSED NO. 8666)
Clause 10, Report No. 118, 1975,
and Clause 2, Report No. 47, 1976

(9) A By-Law to Authorize the Execution of an Agreement With the Victorian Order of Nurses - Eastern Lake Ontario Branch (Nursing Services for 1976)

(THIRD READING) (PROPOSED NO. 8667)
Clause 11, Report No. 118, 1975,
and Clause 3, Report No. 47, 1976.

(10) A By-Law to Provide Traffic Control During 1976 for the Olympic Sailing Events

(THIRD READING) (PROPOSED NO. 8799)
Clauses 2,3,4 & 5, Report No. 41, 1976

(11) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 6, Report No. 41)

(THIRD READING) (PROPOSED NO. 8800)
Clause 6, Report No. 41, 1976

BY-LAWS (cont'd)

(12) A By-Law to Amend By-Law No. 181, "A By-Law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse" (Consolidation)

(THIRD READING) (PROPOSED NO. 8801)
Clause 2, Report No. 43, 1976

(13) A By-Law to Authorize the Execution of an Amending Agreement With Kingston Spinners Limited (Revise Description - Increase Cost)

(THIRD READING) (PROPOSED NO. 8803)
Clause 16, Report No. 45, 1976

MOTIONS

(1) Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That the Congratulations of Council be extended to Mr. and Mrs. Frank Brooks on the occasion of their 50th Wedding Anniversary, Saturday, April 24, 1976.

CARRIED

(2) Moved by Ald. Travers,
Seconded by Ald. Allmark,

That Council do now adjourn.

CARRIED

Council adjourned at 10:45 P.M.

(L.S.)

(signed) *T.J. McKibbin,*
Clerk-Comptroller.

(signed) *George N. Speal,*
Mayor.

Local Govt.

CITY COUNCIL MEETING NO. 12

The Regular Meeting of City Council Will Be Held in the Council Chamber at City Hall on Monday, May 10, 1976, at 8:00 P.M.

ROLL CALL

TABLING OF DOCUMENTS

(11) *Kingston Waterfront Ownership Study (of Federal Properties)* co-ordinated by the Ministry of State Urban Affairs, Canada.

To Be Referred to the Finance and Accounts Committee and the City of Kingston Planning Board

COMMUNICATIONS

To Be Filed

(277) Copy of Itinerary and report of the Gadabouts trip to Britain.

(278) From the Kingston and District Minor Lacrosse Association thanking Council for the grant the Association in the amount of $500.00.

(279) Copies of *Background* dated April 13 and 23, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(280) Copy of the Minutes of a meeting of the Executive of the Cataraqui Region Conservation Authority held April 14, 1976, reporting, among other things, that the Authority has no objections to the proposed improvement of a drainage ditch on their land adjacent to the west limit of the Cataraqui Gold and Country Club to serve the proposed new subdivision in the vicinity.

(281) Copy of *Road Runner* dated April, 1976, published by the Ontario Good Roads Association, concerning their '76 Convention.

(282) From R.P.A. Consultants Limited enclosing copy of Cost Report No. 17 for a two month period ending April 30, 1976.
(Copy to be placed in Aldermen's Lounge.)

(283) Copy of *AMO NEWS* published by the Association of Municipalities of Ontario reporting, among other things, on the AMO Board Meeting held on April 11th in Toronto.

(284) From Central Mortgage and Housing Corporation enclosing revised Certificates of Eligibility for the Planning and Implementation Stages of the St. Lawrence/Cataraqui N.I.P. Area.

(285) From the Ministry of Transportation and Communications notifying that an advance payment of the City's subsidy allocation, in the amount of $277,800.00, has been approved and will be forwarded to the City in due course.

(286) From the Social Planning Council of Kingston & District notifying that Mr. Henry Price will continue to serve as their member on the Residency Appeal Committee, with Mr. Bill Bryce as alternate member.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(287) From the Ontario Ministry of Treasury, Economics and Intergovernmental Affairs, notifying of the amendment to The Municipal Tax Assistance Act which authorizes the payment of charges imposed under Section 362 of The Municipal Act on previously exempt provincial properties. (Local Improvements)

(288) From the Ontario Ministry of Treasury, Economics and Intergovernmental Affairs, notifying that for 1976 the Grant-in-lieu payment system for provincially-owned properties has been completely computerized and it will no longer be necessary for municipalities to calculate the amount of the grants.

To Be Referred to the Community Services Committee

(289) Copy of a letter from the Minister of Community and Social Services to Dr. D.S. Alexander, President, Children's Aid Society, notifying of the provisional approval of the estimate of expenditures for the Society for 1976 in the amount of $791,111.00(minus 1975 surplus of $13,711.) for a total payable of $777,400., of which the Provincial share will be $621,920.; the City's share will be $130,926.; and the County of Frontenac share will be $24,554., and further, that final approval will be given upon approval by the municipality.

(Note: 1976 Budget for the Children's Aid Society was approved at City Council Meeting No. 10 held April 12, 1976 by R.45(2)76.)

(290) From the Town of Richmond Hill requesting that Council endorse their following resolution:

> *"BE IT RESOLVED that the Council of the Town of Richmond Hill, recognizing its responsibility as a duly elected body, by the people and as such can express an opinion for the people, does exhort the Federal and Provincial Governments:*
>
> *(a) to put to the forefront of their energy time-tables the availability of funds, as required, for further exploration in alternative methods of power production; i.e. wind, solar, tidal, etc., all of which are commanding serious attention all over the world, except in Canada.*
>
> *(b) to seriously study the critics of atomic reactors in the context of real future viability, when atomic pollution could become a wrose alternative to running out of oil and coal."*

To Be Referred to the City of Kingston Planning Board

(291) From the Ontario Ministry of Housing enclosing a copy of their report entitled *Urban Development Standards* which illustrates how reductions in housing costs can be achieved by innovative engineering standards in subdivision design.

COMMUNICATIONS (CONT"D)

To Be Referred to the Housing Sub-Committee

(292) Copy of report by the Canadian National Committee of the United Nations Conference on Human Settlements (HABITAT) entitled *Habitat and Canadians* which was submitted to the Minister of State for Urban Affairs.

To Be Referred to the Finance and Accounts Committee

(293) From Mr. H.C. Stafford expressing concern over a brief that will be presented to Council in the near future by the International Hockey Hall of Fame Committee recommending expansion by the Hall of Fame to include the downstairs of their present location, and bringing to Council's attention the many service clubs which rent this downstairs area and the income which is provided by such rental.

PETITIONS

REPORTS

REPORT NO. 51

To The Mayor and Aldermen April 28, 1976

The Transportation Committee reports and recommends as follows:

1. That, as requested by K.O.P.E.C., the following streets be closed for the dates noted during the 1976 Sailing Olympic period:

   a) from noon on July 17th until 1:00 a.m. on July 18th, 1976 - Arrival of the Olympic Flame:

      Brock Street, from Ontario Street to King Street

      Market Street, from Ontario Street to King Street

      Ontario Street, from Market Street to Brock Street

   b) from July 19th until July 26th, 1976 - Festival of Nations:

      Bagot Street, from Barrie Street to West Street (between City Park and the Cricket Field)

   c) from noon until 5:00 p.m. on August 14th, 1976 - Folk Festival:

      Ontario Street, from Market Street to Brock Street

2. That the present monthly parking fee charged on the Hanson Memorial Parking Lot, be increased from $20.00 to $25.00 per month; and further, that the present special parking fee charged to the Hotel Dieu Hospital employees, be increased from $10.00 to $15.00 per month.

   Note: The above increases to become effective as of July 1st, 1976.

3. That the account of Acme Signalisation Incorporated, in the amount of $5,636.50, for Traffic Signs, be approved for payment.

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that 30 minute parking be established on the east side of Macdonnell Street, 220 feet north of North Bartlett Street, northerly 25 feet, between the hours of 9:00 a.m. and 6:00 p.m.

   Note: At the present time, parking is prohibited between the hours of 10:00-11:00 a.m. and 2:00-3:00 p.m.

5. That Travelways Capital Coach Lines be granted permission to operate a tour bus, commencing in May, 1976, which will travel along King Street from Sir John A. Macdonald Blvd. to Yonge Street, and along Yonge Street from King Street to Union Street, for the purpose of enabling passengers to view the Olympic Sailing Site.

   Note: A maximum of four trips per day are planned. The tour bus will make no stops within the restricted area.

6. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that Johnson Street, from Sir John A. Macdonald Boulevard to Palace Road, become a two-way street.

Note: This action will facilitate the re-design of Brock Street/Johnson Street/Sir John A. Macdonald Blvd./Palace Road, which will eliminate left turns from Brock Street onto Sir John A. Macdonald Blvd.

7. That notwithstanding the provisions of By-Law 10, permission be granted to Canada Manpower Centre for Students to erect a banner across Princess Street at Bagot Street, from May 31st until June 5th, 1976, proclaiming "Hire-A-Student Week."

8. That Kingston General Hospital be advised that the City of Kingston do not approve their drawing number 004B outlining a 95 space parking lot, bounded by Lower University Avenue to the west and Etherington Hall to the east, for the following reasons:

a) A K.G.H./Queen's parking study indicated that at the present time there is no need to extend the parking facilities at this location;

b) since the underground parking facilities are not used to capacity, the need for a new parking facility is, therefore, reduced.

9. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the "No Parking - Street Cleaning" regulations on Linton Street be changed from Mondays to Wednesdays between 1:00 a.m. and 7:00 a.m.

10. That the following street lighting programme, at an estimated cost of $14,200., be implemented:

KING STREET - Centre Street to Mowat Avenue	
: 19-400 watt mercury vapour luminaires	$4,100
UNION STREET - Barrie Street to Albert Street	
: 16-400 watt mercury vapour luminaires	3,500
BROCK STREET - Division Street to Victoria St.	
: 14-400 watt mercury vapour luminaires	2,800
JOHNSON STREET - Division Street to Victoria St.	
: 14-400 watt mercury vapour luminaires	2,800
MISCELLANEOUS LIGHTING - Labour to install individual incandescent luminaires from above streets on local streets, e.g. one luminaire on Nelson Street north of Concession Street; one luminaire on Albert Street south of Princess Street	1,000
	$14,200

Note: Aldermen are invited to submit a list of those areas in their Wards which require additional lighting.

11. That the Application for Subsidy for Traffic Signal expenditures for the year 1976, under the provisions of the Public Transport and Highway Improvement Act, in the amount of $36,915., be approved.

12. That the agreement between the Corporation of the City of Kingston and Mr. Mel Hughson for the lease of land at Norman Rogers Airport, be amended to include approximately one-half acre of land east of the Shell Oil fuel pumps and Hangar No. 5, at a fee of $50.00 per month.

Note: The area includes an existing conrete foundation approximately 35' x 65'.

13. That the schedule of landing fees presently in effect at Norman Rogers Airport, be amended as follows:

Base operators shall maintain the required recording of aircraft movements and pay the following landing fees to the Corporation of the City of Kingston for all aircraft and occupants using their services:

	AMENDED RATE
Light Single Engine Aircraft (less than 5,000 lbs. gross weight)	Exempt
Except Charter flights and Helicopters	$1 (Min. Charge)
All other aircraft per M.O.T. Schedule -	20¢ per 1,000 lbs. gross weight

(Government aircraft other than commercial carriers excluded).

14. That the Ministry of Industry and Tourism be notified that Council is desirous of participating in the development of an industrial park in the City of Kingston under the provisions of the Ontario Industrial Parks Programme;

and that application be made to the Ministry of Industry and Tourism for approval of a deferred repayable industrial loan, in the amount of $110,250.00, with a degree of interest forgiveness, to assist in providing internal site servicing on two parcels of City owned industrial land comprising 27.8 gross acres, it being understood that if the application is approved, the City's share of internal servicing costs and necessary external servicing costs will be $93,400.00; and

that the brief dated _______________, 1976 be submitted to the Ministry of Industry and Tourism in support of the City's application.

Note: The application is based on 75% of the cost of internal servicing. Approved loans will extend over 15 years and will provide for interest forgiveness and deferral of principal payment as follows:

14. continued

	Interest Payment.	Principal Payment
First Year	Nil	Nil
Second year	25%	Nil
Third year	50%	Nil
Fourth year	75%	Nil
Fifth year	100%	Nil
Sixth & following years	100%	10%

(Based on 100% principal repayment over the last 10 years of the loan period. The principal may be repaid over a shorter period of time without notice or bonus).

15. That the account of Kingston Advertising Agency, in the amount of $695.00, for a one-third page advertisement in the 1976 "Plant Location" magazine, be approved for payment.

16. That the accounts of Donald A. Foley Limited, in the total amount of $11,882.50, for levelling fill on City owned land west of Lappan's Lane, be approved for payment.

The Transportation Committee MAY PRESENT the following Clause:

17. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the present diagonal parking regulations on the west side of Maitland Street be removed, and that perpendicular parking regulations be established on the east side of Maitland Street, from 182 feet south of King Street, southerly to the end of Maitland Street.

Note: The Kingston Yacht Club have agreed to the removal of the sidewalk on the east side of Maitland Street, and widening the street by approximately ten feet, at an estimated cost of $10,000, to be borne entirely by the Yacht Club.

Respectfully Submitted,

Chairman

REPORT NO. 52

April 27, 1976.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WITHDRAWN - May 4, 1976.

2. That the account of Cooper Appraisals Limited in the amount of $1,100.00, for various letters of opinion on properties in the Neighbourhood Improvement Area, be approved for payment.

   Note: There is provision for this expenditure in the Neighbourhood Improvement Program budget.

3. That the account of De Leuw Cather Canada Limited in the amount of $1,484.37, representing Billing No. 1 for the N.I.P. Area Transportation Study, be approved for payment.

   Note: There is provision for this expenditure in the Neighbourhood Improvement Program budget.

4. WHEREAS the City has entered into an Agreement with De Leuw Cather Canada Limited for a traffic study of the Neighbourhood Improvement Area at a total cost not to exceed $35,000.00, including $5,000.00 to cover the cost of collecting and analysing data; and

   WHEREAS the consultants advise that due to the impossibility of obtaining the necessary helicopter aerial photography survey from Kingston or Ottawa during May, which is the only time suitable for this type of traffic survey, it has been necessary to obtain a helicopter service from Montreal, at an additional cost of $1,600.00:

   THEREFORE BE IT RESOLVED that a by-law be presented to Council to authorize the execution of an amending agreement with De Leuw Cather Canada Limited to increase the total amount of the contract to $36,600.00; and

   FURTHER, that the additional $1,600.00 be taken from the N.I.P. Budget, "Topping Off" funds.

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5. WHEREAS Alcan Industrial Estates have requested approval of a revision (entitled red line revision April 6, 1976) to their draft plan of subdivision approved by the Minister of Housing on April 2 and May 21, 1974; and

WHEREAS the revision is a minor one providing for subdivision of blocks and minor street re-alignments which have been approved by the Technical Planning Committee:

THEREFORE BE IT RESOLVED that the revised plan be recommended to the Minister of Housing for approval; and

BE IT FURTHER RESOLVED that the agreement with the Aluminum Company of Canada be amended accordingly.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 53

April 29, 1976.

TO THE MAYOR AND ALDERMEN:

The Community Services Committee reports and recommends as follows:

1. That a by-law be passed to provide that a period of 30 days be given to Hendrikus and Elizabeth Van Hoof to remove the fence erected across the 15 foot laneway at the rear of their property at 139 Stephen Street and that in default of this being done the fence shall be removed by City employees and the costs recovered in accordance with Section 469 of the Municipal Act, R.S.O. 1970, as amended.

   NOTE:

   The Chief Building Official reports that as at May 6th 1976 the only obstruction on this laneway was a chain link fence 48" high at the rear of the property owned by Hendrikus and Elizabeth Van Hoof.

2. That the following resolution of the Borough of York be endorsed:

   "a) That a letter be forwarded to the Federal Ministry of Health, the various Safety Councils throughout the Province and the Canadian Advertising Council, requesting that firms advertising liquor and beer be required to reveal the adverse affects of alcohol as well as the so-called social benefits.

   b) That a letter be forwarded to the Ontario Ministry of Health and the various Safety Councils throughout the Province, advising that the Borough of York Safety Council endorses raising the age limit for the consumption of alcohol.".

3. That a by-law be presented to Council to amend By-Law No. 8109, "A By-Law to Provide for the Licensing, Regulating and Governing of Lodging Houses in the City of Kingston" as follows:

   a) Delete Sections 18, 19 and 20 and substitute in lieu thereof the following:

   "Section 18

   The provisions of the Ontario Building Code respecting standpipes, if required, shall apply.

   Section 19

   The provisions of the Ontario Building Code relating to the means of egress shall apply to the erection of a lodging house or the conversion of a building for such purpose.

   Section 20

   The provisions of the Ontario Building Code relating to means of egress shall not apply to the conversion of an existing building for use as a lodging house provided that:

   i) all lodgers above the second floor shall have free access by means of a door to the second interior stairway or exterior fire escape; and

   ii) every inside stairway above the second floor shall have a one hour fire rating separation if the floors above the second floor are occupied.".

   b) Delete Section 16 and substitute the following in lieu thereof:

   "No lodging house shall be increased in height or area unless

3. cont'd.

the whole of such house, as enlarged, complies with the provisions of 'By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston'.".

c) Delete Section 23 and substitute in lieu thereof the following:

"Electrical Services shall meet the requirements of Sections 3.68, 3.69, 3.70, 3.71, 3.72 and 3.73 of By-Law No. 8597, the City's Property Standards By-Law:

'3.68 - Every dwelling unit shall be wired for electricity and lighting equipment shall be installed throughout to provide sufficient illumination to avoid health or accident hazards in normal use.

3.69 - The electrical wiring and all equipment appliances located or used in a dwelling shall be installed and maintained in good working order so as not to cause fire or electrical shock hazards.

3.70 - Every habitable room in a dwelling shall have at least one electrical duplex outlet for each 120 square feet of floor space, for each additional 100 square feet of floor space a second duplex outlet shall be provided. Every kitchen shall have at least two electrical duplex outlets which shall be on separate circuits.

3.71 - Every bathroom, toilet room, laundry room, furnace room, basement cellar or non-habitable work room and kitchen shall be provided with a permanent electrical light fixture.

3.72 - Extension cords shall be used on a permanent or semi-permanent basis.

3.73 - All electrical services shall conform to and be maintained to the regulations set by the Power Commission Act, R.S.O. 1970, C.354.'."

d) Delete reference to By-Law No. 7514 in Section 23 and Substitute By-Law No. 8597.

e) Delete Section 1 (g) which refers to the Planning Director and also the reference to Planning Director in Section 5 as the Chief Building Inspector is responsible for the administration of the zoning by-law.

f) Provision for the issuance of lodging house licenses on a calendar year basis with all operators of lodging houses required to pay $1.00 for each full calendar month remaining in the calendar year 1976 so that everyone will be required to obtain a new license in January 1977.

g) Delete the reference to By-Law No. 7818 in Section 15 and substitute "Ontario Building Code".

That the agreement with Kingston Day Care Incorporated for 1976 be amended to provide that the Day Care Centre may use some of the monies available in the 1976 budget for Day Care services for payment of transportation costs for children subsidized by the City it being understood that the amount of $36,000 for Kingston Day Care is the maximum amount to be paid by the City in 1976, if required.

Respectfully submitted,

CHAIRMAN.

Public Works Report No.54

May 3, 1976

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the expenditure authorized by Clause 3 of Public Works Report No.27-1976, in the amount of $1528.50, for purchase of repair parts for the Sicard Snow Blower, be increased by $424.00 for a total of $1952.50, since the supplier, S.M.I. Ltd., have advised that the gear and pinion assembly has now been received and the cost has increased by $424.00.

2. That, since By-law No.8204 - A By-law to provide for the borrowing upon debentures of the sum of $8,000.00 for the preparation of detailed plans and specifications required for the construction of phosphate removal facilities at the Water Pollution Control Plant - only makes provision for design work, and since there has been a considerable amount of work done by Gore and Storrie Ltd., Consulting Engineers, that comes under general engineering supervision as a result of the change in design to make the installation of the facilities less costly, the general engineering supervision costs, in estimated amount of $6,000.00, be charged to By-law No.8282 - A By-law to authorize the construction of phosphate removal facilities at the Water Pollution Control Plant - as this By-law includes an allowance for engineering.

3. That payment to Gore and Storrie Ltd., Consulting Engineers of a sum amounting to $13,000.00 for the provision of additional engineering services in connection with the design of improvements to the pumping capacity at the North End Pumping Station, be charged to By-law 8206 - A By-law to authorize improvements to the North End Pumping Station to provide for an increase in the pumping capacity (General Rate) - subject to the Agreement with Gore and Storrie Ltd dated April 22, 1974 which provides for design, general engineering supervision and resident engineer, if required, at a total maximum fee of $40,000.00, being amended to increase the maximum fee to $53,000.00 for all services to be rendered excluding the services of a resident engineer.

4. That the quotation of Brier Hydraulics to supply one new Fairbanks-Morse Series 5700 vertical dry pit angle flow sewage pump and motor and engine unit at a total cost of $32,551.76, sales tax included, which is the price of the equipment plus provision for two separate days of field service by both the pump manufacturer and the diesel manufacturer, for installation at the North End Pumping Station, be accepted being the lowest quotation received, and because

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of the seven month delivery period, a letter of intent be issued to Brier Hydraulics to the effect that the City of Kingston will have the equipment incorporated in a tender to be called for the alterations at the North End Pumping Station which will permit the manufacturer to place the order on stream without delay.

5. That the following quotations to supply lumber and plumbing materials for construction of the Olympic area wiashrooms, be accepted being the lowest quotations received, and that in the event the lowest tenderers do not have the materials in stock when required, the Commissioner of Works be authorized to obtain the materials from the other tenderers -

Lumber - Glen Supply Co - $1056.23 sales tax extra

Plumbing - Westbourne - $800.00 sales tax extra

Respectfully submitted,

Chairman

Parks and Recreation Report No.55

April 29, 1976.

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That notwithstanding the provisions of By-law No.21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chamber - The United Way of Kingston and District be permitted to use Memorial Hall and the Elizabeth II Room at no charge, to hold their 12th Annual General Meeting and Directors' Meeting on Wednesday evening, May 12, 1976, from 7.30 p.m. to 10 p.m.

2. That the following accounts be paid -

Spraymotor Ltd - $690.63 - repair parts for mowing equipment - being the only source of supply for parts required

Charmaine Distribution, Inc., $1334.00 - supply of 300 Olympic Pins and Chokers and 3 dozen Olympic Silver Charms

J&S Electric - $1334.04 - supply of electrical material to repair damages caused to the electrical facilities at the Confederation Basin Marina during high water conditions

Note J&S Electric has carried out all of the electrical work at the Marina since it was constructed and the materials were ordered from them because they were aware of the type materials required for the repair work.

3. That the no parking regulations contained in By-law No.19 - A By-law to provide for the regulation use of parks and recreational facilities of the Corporation - insofar as they apply to that area of the City Park bounded by Barrie, Bagot, West and King Streets, be not enforced during the period of the Olympics - July 17 to August 1, 1976, both dates inclusive, provided the Olympic officials provide supervision of the parking so as to eliminate the possibility of damage occuring to the grass areas of the park.

4. That the tender of D.Riddle Haulage to supply 2000 c.y. of earth fill at a price of $1.40 per c.y., and 12,000 c.y. of clean earth fill at a price of $1.44 per c.y., be accepted being the lowest tender received, it being understood that the prices will be subject to a 50% increase per c.y. during restricted half-load periods.

.........../2

5. That the tender of James Riddle to supply 3,000 c.y. of top soil at a price of $2.25 per c.y., be accepted being the lowest tender received, it being understood that the price will be subject to a $1.00 increase per c.y. during restricted half-load periods.

6. That as of August 1, 1976 all functions involving catering be held at city-owned property extraneous to Memorial Hall and related area.

7. That By-law No.21 - A By-law fixing the rental to be charged for Memorial Hall, Committee Rooms and Council Chamber - be amended by deleting from Paragraph 4 the following -

"Alcoholic beverages, dancing and smoking are prohibited in Memorial Hall unless such use is authorized by a special resolution of the Parks, Recreation and Property Committee and a damage deposit, in the amount of $100.00, or a guarantee bond, in a form satisfactory to the City Solicitor, is filed with the City Treasurer.",

and substituting therefor the following -

"Alcoholic beverages, smoking and dancing are prohibited in Memorial Hall and related area.".

(Ald. Keenleyside opposed)

Respectfully submitted,

Chairman

REPORT NO. 56

May 5, 1976

To the Mayor and Aldermen:

The Committee on Finance and Accounts reports and recommends as follows:

1. That an interim payment of the sum of $15,968.00 be authorized to the Architects Consortium for the Onshore Olympic Sailing Facilities, Kingston, 1976, to be charged to the Olympic Capital Budget appropriation for "Architects Fees".

2. That the following accounts of the Architects Consortium for the Onshore Olympic Sailing Facilities, Kingston, 1976, for professional services in connection with renovations to Harold Harvey Arena for O.R.T.O. be authorized for payment to be charged to the Olympic Capital Budget appropriation for "O.R.T.O.":

   Account No. 7 - $582.38
   (Professional Services - December 1975)

   Account No. 8 - $819.13
   (Professional Services - January 1976)

   Account No. 9 - $953.00
   (Professional Services - February 1976)

3. That:

   (A) a by-law be presented to Council to authorize the execution of an agreement with Kingston Olympic Public Events Committee (K.O.P.E.C.) to provide for the performance of certain accounting services by the City of Kingston for K.O.P.E.C., it being understood that the agreement, a copy of which has previously been distributed to the members of Council, is amended to provide for the deletion of the words "the Chairman of K.O.P.E.C." from section 3 and for the substitution of the following words therefore "the Vice-President"; and

   (B) the K.O.P.E.C. budget for the year 1976, in the amount of $505,000.00, as set forth on schedule "A" attached hereto, be approved.

4. That the City Treasurer be authorized to purchase the balance of the $5.00 Olympic Coins reserved for the City of Kingston, i.e., 2,600 coins, at a price of $7.00 per coin (Total = $18,200.) to be charged to "General Ledger - Supplies - Inventory Account".

5. That, as recommended by the Director General Yachting, the quotation of R.E. Ferguson Ltd. for the provision of a 400 amp., 120/240 volt, 1 phase service beside the stone triplex behind the bleachers to supply power for O.R.T.O. needs during the opening and closing ceremonies of the Kingston Olympics in the amount of $5,460.00, be accepted to be charged to the Olympic Capital Budget.

6. That, as recommended by the Commissioner of Parks and Recreation, R.P.A. Consultants Limited be engaged on a per diem rate of $200.00 to provide their services for the supervision of additional activities at the Olympic Sailing Facilities Site during the months of April, May and June, 1976, at a total estimated cost of $5,000.00 to be charged to the Olympic Capital Budget, it being understood that the work being supervised includes the following but is not limited to this:

Work on the restaurant and kitchen
Additional plastic stiffeners on doors
Revisions to stair handrails
Revisions at houses
Gas line to sculpture
Re-positioning of gasoline and sewage pumps
Closed-circuit T.V. viewing facility
Walk-through canopies
Landscaping at propane gas tanks
Dealing with queries from potential restaurant tenants
Extending fire alarm system to Fire Department
Adding insulation to soffits
Adding garbage room fan
Additional bar in press area
Buried empty conduit at gates for O.R.T.O.
Other minor items

7. That the following K.O.P.E.C. accounts be authorized for payment for pre-production expenses for the Kingston Summer Sports Festival:

a) Kingston & District Touch Football League	- $ 609.00
b) Church Athletic League	- $1,000.00
c) Blue Marlins Swim Club	- $ 750.00

8. That the account of Harry P. Smith, Architect, in the amount of $1,964.27 for the balance of Architects Fees for renovations to City Hall be authorized for payment

-and-

the following budget appropriation amendment be approved:

FINANCE AND ACCOUNTS	Increase	Decrease
UNCLASSIFIED		
- Miscellaneous - Architects Fees	$1,964.	-
- Contingencies	-	$1,964.

9. That, as recommended by the Parks and Recreation Committee, the following budget appropriation amendment be approved in order to provide the sum of $2,500.00 for the purchase of 1,000 pewter key chains for presentation as gifts from the City of Kingston to 700 Olympic Athletes and 300 Jury members, as a charge to Finance "Miscellaneous":

9. (cont'd)

	Increase	Decrease
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
- Contingencies	-	$2,500.
- Miscellaneous	$2,500.	-

10. That, as recommended by the Parks and Recreation Committee, an Agreement be entered into with the Kingston Community Ballet Association to lease them 4,000 square feet of floor space located at south end of the second floor of the John K. Tett Creativity Centre for use as a dance studio at a rantal of 75 cents per square foot per year, it being understood that any renovations that they may wish to undertake to meet their use requirements will be done at their own expense and the plans therefore will be referred to the Commissioner of Parks and Recreation for approval before any work is undertaken.

11. That, as recommended by the Negotiating Committee, the following revised car allowances be approved, effective January 1, 1976:

	Previous	Revised
Chief Building Inspector	$1,008.	$1,170.
Inspectors in Building Inspection Department	Various	$1,370.
Parks Director	$1,224.	$1,370.
Deputy Fire Chief	$ 240.	$ 587.
Training Officer, Fire Department	$ 240.	$ 587.
Purchasing Agent	$ 432.	$ 600.

2. That NO ACTION be taken on the following recommendation of the Transportation Committee:

> "That By-Law No. 495, Parking Meter By-Law, be amended to permit the following employees of the Building Inspection Department to be issued with "Parking Stickers":
>
> The Chief Building Inspector
> 2 Building Inspectors - General
> 1 Building Inspector - Plumbing
> 2 Building Inspectors - Property Standards."

. That, as recommended by the Transportation Committee, the Traffic and Streets operation be relocated from the present facility at Artillery Park to a portion of the premises presently occupied by C.O.J.O. at the rear of 19 Queen Street after the Olympic period, on the understanding that a budget transfer of funds, presently estimated at $15,000.00, is now approved in principle, to provide for the following renovations when tenders have been called and the exact amount is known:

13. (cont'd)

New heavy duty wiring
New furnace and heating system
Roof needs to be re-shingled
New overhead doors
New ceiling with insulation
New lighting
New door through concrete to washrooms.

14. That a Grant of $1,000.00 be approved for payment to The Gadabouts on or after May 21, 1976, and that the following budget appropriation amendment be approved:

FINANCE AND ACCOUNTS	Increase	Decrease
GRANTS		
- The Gadabouts	$1,000.	-
UNCLASSIFIED		
- Contingencies	-	$1,000.

15. That, as recommended by the Architects Consortium and as concurred in by the Commissioner of Parks and Recreation and the City's Olympic Restaurant Lessees, the following tenders for the supply and installation of draperies and carpeting of the Olympic Facilities Restaurant Area be accepted, being the lowest bidders, to be charged against the $80,000.00 of the Olympic Capital Budget allocated for City's share of Restaurant:

DRAPERIES		
Mills Office Suppliers Ltd.	#472D, 100% Modacrylic Flame Retardent, 150% Fullness as supplied by Contract 70 Drapery Service	$3,997.20 Plus Ont. Sales Tax
CARPETING		
Kingston Roofing & Flooring Co. Ltd.	Caravelle - Points East - Xanadu, 100% nylon Colour - A3-125/3208 - Xanadu Rust	$8,875.00 Plus Ontario Sales Tax

(Note: Other bids received were:

A) Draperies:

i) Crothers Clair	*$4,695. plus Ont. Sales Tax*
ii) Whitney's House Furnishings	*$5,097. plus Ont. Sales Tax*

B) Carpeting:

	Caravelle	*Westmills*
	(Plus Ont. Sales Tax)	
i) Alexanian Contracting Ltd. -	*$10,150.00*	*$10,875.48*
ii) Aluminum Home Improvements	*$ 8,985.00*	*$ 9,723.00)*

(Ald. Gerretsen Opposed)

16. That, subject to obtaining a second quotation, the following work be authorized to be done by issue of Purchase Order to be charged against the $80,000.00 of the Olympic Capital Budget allocation for the City's share of Restaurant:

R.E. Ferguson Limited - P.O. 52-200

Remove existing 32 lights in Dining Room, second floor, and supply and install new lights as specified by Architects to suit new ceiling being installed	$2,778.00 .

17. That the following persons be re-appointed to the Downtown Improvement Area Board of Management for the year 1976:

Mr. Roy Saunders, Mr. Gordon Belyea, Mr. William Caverly, Mr. Don Good and Mr. Bruce Jackson;

and further - that Ald. D.G. Timmins and Ald. G.L. Webb be appointed as the Council representatives

18. That the following budget appropriation amendment be approved in order to provide funds for engine repairs to the 1973 Thault Fire Pumper:

FIRE DEPARTMENT	Increase	Decrease
Maintenance of Automotive Equipment	$1,500.00	-
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
- Contingencies	-	$1,500.00

19. That, as recommended by the Negotiating Committee, the following position classification revisions be approved:

	FROM	TO
Supervisor Day Care Centre	8-06	9-07
Director - Development - Parks and Recreation Department	13-9	14-10
Administrator - Rideaucrest Home for the Aged	16-12	17-13
Director of Nursing Services	12A-08	13A-09
Unit Nursing Supervisor	9A-07	12A-08

-and-

That in recognition for watchman services provided for Calvin Park by the Director of Development, Parks and Recreation Department, the responsibility for which is not included in his position classification, a monthly payment of $50.00 be approved on the understanding that at least 10 hours a month will be assigned to checking Parks' property in the area of his dwelling.

20. That as concurred in by the City Administrative Association, effective January 1, 1976, the salaries and salary ranges, both minimum and maximum of Executive, Professional, Department Heads, Supervisory Personnell, Confidential and other Non-Union Personnell of the City of Kingston be increased as follows:

For employees in salary groups up to and including group number 15-11 by 10.7%

Balance of salary groups as follows:

Group No.	1975 Range	1976 Range	% Increase
16-12	15,357. - 18,628.	16,954. - 20,565.	10.4
17-13	16,191. - 19,717.	17,794. - 21,669.	9.9
Deputy Fire Chief	20,287.	22,255.	9.7
18-14	17,116. - 20,886.	18,742. - 22,870.	9.5
19-15	18,043. - 22,060.	19,703. - 24,090.	9.2
Fire Chief	22,269.	24,284.	9.05
20-16	18,883. - 23,151.	20,564. - 25,211.	8.9
22-18	20,636. - 25,419.	22,369. - 27,554.	8.4
23-19	21,563. - 26,507.	23,331. - 28,681.	8.2
25-21	23,237. - 28,774.	25,049. - 31,018.	7.8
26-22	24,079. - 29,949.	25,909. - 32,225.	7.6
29-25	26,757. - 33,305.	28,684. - 35,703.	7.2

Respectfully submitted,

(CHAIRMAN)

SCHEDULE "A" TO FINANCE AND
ACCOUNTS - REPORT NO. 56

PROPOSED BUDGET FOR 1976

KINGSTON OLYMPIC PUBLIC EVENTS COMMITTEE

SECTION 1

REVENUES

City of Kingston	- 1976	$ 100,000
Wintario	- 1975	35,000
	- 1976	195,000
COJO	- 1976	100,000
Anticipated Private Funding		40,000 *
Anticipated Box Office Receipts		35,000 **
TOTAL:		$ 505,000

SECTION 2

EXPENDITURES

Administrative Costs	61,950
Contingency Fund	46,050
Programme Costs	297,000
Publicity	50,000
Services (Insurance, Security, Local Transportation, Front of House)	50,000
TOTAL:	$ 505,000

* This is the amount we hope to raise from private sources

** Box office receipts are based on 50% houses at mean ticket price of $3.00

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 11 be given their first and second reading.

(b) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 9 to 11 their third reading.

(c) That By-Laws 9 to 16 be given their third reading.

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 4,6 and 9, Report No. 51)

(FIRST AND SECOND READING) (PROPOSED NO. 8831)
Clauses 4, 6 & 9, Report No. 51, 1976

(2) A By-Law to Authorize the Execution of an Agreement With Mel Hughson (Amend Lease - Agriculture Land - Airport - Increase Acreage)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8832)
Clause 12, Report No. 51, 1976

(3) A By-Law to Authorize the Execution of an Agreement With De Leuw Cather Canada Limited (Traffic Study - N.I.P. Area - Increase Cost)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8833)
Clause 4, Report No. 52, 1976

(4) A By-Law to Amend By-Law No. 8109, "A By-Law to Provide for the Licensing, Regulating and Governing of Lodging Houses in the City of Kingston" (Revisions to Provide for Reference of Ontario Building Code, Zoning By-Law, Property Standards By-Law; Change in Term of License; Delete Reference to Planning Director)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8834)
Clause 3, Report No. 53, 1976

5) A By-Law to Amend By-Law No. 21, "A By-Law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chamber" (Prohibition of Alcoholic Beverages, Smoking and Dancing in Memorial Hall and Related Area)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8835)
Clause 7, Report No. 55, 1976

BY-LAWS (cont'd)

(6) A By-Law to Authorize the Execution of an Agreement With Kingston Olympic Public Events Committee (K.O.P.E.C.) (Accounting Services)

(FIRST AND SECOND READING) (PROPOSED NO. 8836)
Clause 3(A), Report No. 56, 1976

(7) A By-Law to Authorize the Execution of an Agreement With Kingston Community Ballet Association (Lease: 4,000 Square Feet - J.K. Tett Creativity Centre - 370 King Street West)

(FIRST AND SECOND READING) (PROPOSED NO. 8837)
Clause 10, Report No. 56, 1976

(9) A By-Law to Amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employement of Employees of the Corporation of the City of Kingston" (Revise Schedule #2: 1976 Agreement, Local 141, C.U.P.E.)

(THREE READINGS) (PROPOSED NO. 8838)
Clause 3, Report No. 30, 1976

(10) A By-Law to Provide for the Removal of a Steel Fence Across the Public Laneway at the Rear of 139 Stephen Street

(THREE READINGS) (PROPOSED NO. 8839)
Clause 1, Report No. 53, 1976

(11) A By-Law to Establish a Board of Management for the Kingston Downtown Improvement Area as Extended

(THREE READINGS) (PROPOSED NO. 8840)
Clause 17, Report No. 56, 1976

(12) A By-Law to Authorize the Acquisition of Land from Queen's University at at Kingston (Sir John A. Macdonald Boulevard Widening)

(THIRD READING) (PROPOSED NO. 8530)
Clause 17, Report No. 83, 1975

(13) A By-Law to Authorize the Acquisition of Land from Qayne Gay, Trustee (Easement: Former C.N.R. Right-Of-Way)

(THIRD READING) (PROPOSED NO. 8808)
Clause 35(B), Report No. 45, 1976

(14) A By-Law to Amend By-Law No. 8438, "A By-Law to Adopt a Redevelopment Plan for the City of Kingston N.I.P. Redevelopment Area" (Delete Improvements to Interiors of Robert Meek and Central Public Schools; Delete Provision for Acquisition of 126-127-129-131 Montreal Street)

(THIRD READING) (PROPOSED NO. 8824)
Clauses 4 & 6, Report No. 46, 1976

BY-LAWS (cont'd)

(15) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.1 Acre West Side of Montreal Street South of Hickson Avenue from M6 to M7)

(THIRD READING) (PROPOSED NO. 8825)
Clause 8, Report No. 46, 1976

(16) A By-Law to Authorize the Execution of an Agreement With Bennett Paving and Materials Limited (Contract No. 76-2W - Reconstruction of and Asphalt Overlay on Certain Pavements)

(THIRD READING) (PROPOSED NO. 8826)
Clause 2, Report No. 48, 1976

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 12

The Regular Meeting of City Council Was Held in the Council Chamber at City Hall on Monday, May 10, 1976, at 8:00 P.M. His Worship, Mayor Speal, presided.

PRESENTATION

Mrs. Dorothy Elston said that the hospitality of the City of Windsor to The Gadabouts had been so warm and generous that the Gadabouts had returned with a cake that they wished to share with the Mayor and Aldermen.

Ald. Keyes noted that a cake was appropriate since May 10th was Ald. Webb's birthday.

The Gadabouts distributed portions of the cake to the members of Council and sang "Happy Birthday" for Ald. Webb.

Mayor Speal thanked the Gadabouts for their presentation.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen (arrived at 8:17 P.M.), Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Timmins, Ald. Travers, Ald. Webb (14)

TABLING OF DOCUMENTS

(11) *Kingston Waterfront Ownership Study (of Federal Properties)* co-ordinated by the Ministry of State Urban Affairs, Canada.

Referred to the Finance and Accounts Committee and the City of Kingston Planning Board

COMMUNICATIONS

Council consented to the addition of communications 294 to 306, which had been distributed, and to the reading of communication 307 from Dorothy Geiger when Clause 17 of the Transportation Committee report was received.

To Be Filed

(277) Copy of Itinerary and report of the Gadabouts trip to Britain.

(278) From the Kingston and District Minor Lacrosse Association thanking Council for the grant the Association in the amount of $500.00.

(279) Copies of *Background* dated April 13 and 23, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(280) Copy of the Minutes of a meeting of the Executive of the Cataraqui Region Conservation Authority held April 14, 1976, reporting, among other things, that the Authority has no objections to the proposed improvement of a drainage ditch on their land adjacent to the west limit of the Cataraqui Golf and Country Club to serve the proposed new subdivision in the vicinity.

(281) Copy of *Road Runner* dated April, 1976, published by the Ontario Good Roads Association, concerning their '76 Convention.

(282) From R.P.A. Consultants Limited enclosing copy of Cost Report No. 17 for a two month period ending April 30, 1976.
(Copy to be placed in Aldermen's Lounge.)

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(283) Copy of *AMO NEWS* published by the Association of Municipalities of Ontario reporting, among other things, on the AMO Board Meeting held on April 11th in Toronto.

(284) From Central Mortgage and Housing Corporation enclosing revised Certificates of Eligibility for the Planning and Implementation Stages of the St. Lawrence/Cataraqui N.I.P. Area.

(285) From the Ministry of Transportation and Communications notifying that an advance payment of the City's subsidy allocation, in the amount of $277,800.00, has been approved and will be forwarded to the City in due course.

(286) From the Social Planning Council of Kingston & District notifying that Mr. Henry Price will continue to serve as their member on the Residency Appeal Committee, with Mr. Bill Bryce as alternate member.

(287) From the Ontario Ministry of Treasury, Economics and Intergovernmental Affairs, notifying of the amendment to The Municipal Tax Assistance Act which authorizes the payment of charges imposed under Section 362 of The Municipal Act on previously exempt provincial properties. (Local Improvements)

(288) From the Ontario Ministry of Treasury, Economics and Intergovernmental Affairs, notifying that for 1976 the Grant-in-lieu payment system for provincially-owned properties has been completely computerized and it will no longer be necessary for municipalities to calculate the amount of the grants.

To Be Referred to the Community Services Committee

(289) Copy of a letter from the Minister of Community and Social Services to Dr. D.S. Alexander, President, Children's Aid Society, notifying of the provisional approval of the estimate of expenditures for the Society for 1976 in the amount of $791,111.00(minus 1975 surplus of $13,711.) for a total payable of $777,400., of which the Provincial share will be $621,920.; the City's share will be $130,926.; and the County of Frontenac share will be $24,554., and further, that final approval will be given upon approval by the municipality.

(Note: 1976 Budget for the Children's Aid Society was approved at City Council Meeting No. 10 held April 12, 1976 by R.45(2)76.)

(290) From the Town of Richmond Hill requesting that Council endorse their following resolution:

> *"BE IT RESOLVED that the Council of the Town of Richmond Hill, recognizing its responsibility as a duly elected body, by the people and as such can express an opinion for the people, does exhort the Federal and Provincial Governments:*
>
> *(a) to put to the forefront of their energy time-tables the availability of funds, as required, for further exploration in alternative methods of power production; i.e. wind, solar, tidal, etc., all of which are commanding serious attention all over the world, except in Canada.*

COMMUNICATIONS (cont'd)

To Be Referred to the Community Services Committee (cont'd)

(290) (cont'd)

> (b) *to seriously study the critics of atomic reactors in the context of real future viability, when atomic pollution could become a wrose alternative to running out of oil and coal."*

To Be Referred to the City of Kingston Planning Board

(291) From the Ontario Ministry of Housing enclosing a copy of their report entitled *Urban Development Standards* which illustrates how reductions in housing costs can be achieved by innovative engineering standards in subdivision design.

To Be Referred to the Housing Sub-Committee

(292) Copy of report by the Canadian National Committee of the United Nations Conference on Human Settlements (HABITAT) entitled *Habitat and Canadians* which was submitted to the Minister of State for Urban Affairs.

To Be Referred to the Finance and Accounts Committee

(293) From Mr. H.C. Stafford expressing concern over a brief that will be presented to Council in the near future by the International Hockey Hall of Fame Committee recommending expansion by the Hall of Fame to include the downstairs of their present location, and bringing to Council's attention the many service clubs which rent this downstairs area and the income which is provided by such rental.

To Be Referred to the Community Services Committee

(294) From the City of London requesting that their following resolution be endorsed:

> *"THAT WHEREAS the Ministry of the Environment of the Province of Ontario has been studying methods of regulating beverage packaging since February 1973, when it established the Beverage Packaging Working Group of the Solid Waste Task Force;*
>
> *AND WHEREAS in a letter to the City of London dated July 2, 1974, the then Minister of the Environment, The Honourable William G. Newman, stated:*
>
> > *"...while I feel that the recommendations of the Group (Beverage Packaging Working Group of the Solid Waste Task Force) do indicate the direction in which Government should move, I believe that there is a need for more direct action in a number of areas. The various options for such additional action are being studied intensively within my Ministry at this time, and I hope to put forward proposals in the near future that will achieve the results that I believe the public expects";*

COMMUNICATIONS (Cont'd)

To Be Referred to the Community Services Committee (cont'd)

(294) (cont'd)

AND WHEREAS the recent experience of the City of London in having enacted and enforced a by-law to prohibit the retail sale of carbonated soft drinks in non-returnable/non-refundable glass and metal containers within the Municipality showed little inconvenience to and a wide degree of acceptance by the public, as well as a high degree of compliance by both large and small retailers;

AND WHEREAS Ontario Regulation 998/75 relating to containers for carbonated soft drinks, made under The Environmental Protection Act, 1971, and put into effect on January 1, 1976, does not eliminate the non-returnable carbonated soft drink container, but merely protects an existing form of packaging that is not only environmentally unacceptable, but has also proven to be completely unnecessary;

AND WHEREAS it has become evident both to Provincial and Municipal authorities that the beverage packaging industry does not intend to voluntarily replace non-returnable beverage container systems with returnable systems;

AND WHEREAS both the present Minister of the Environment of Ontario, The Honourable George A. Kerr, and his predecessor, The Honourable William G. Newman, have publicly acknowledged the failure of the Province's program to effect voluntary conversion by the beverage packaging industry to returnable packaging systems within a reasonable period of time;

THEREFORE BE IT RESOLVED that the Minister of the Environment of Ontario, The Honourable George A. Kerr, be urged to supplement existing legislation to make returnable packaging systems mandatory not only for carbonated soft drinks, but also for all other heavy consumption beverages such as beer and liquor, except where other types of systems can be shown to be environmentally more acceptable."

To Be Filed

(295) Copy of *Background* dated April 30, 1976, from The Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(296) From the Kingston Marine Museum, Inc., notifying that the official opening of the Museum will be held Thursday, July 1,1976, at 3:00 p.m. and extending an invitation to all members of Council to attend the ceremonies.

(297) From the Corporation of the City of Windsor notifying that Windsor City Council has endorsed the City's resolution respecting the charging of fees for zoning by-law and official plan amendments.

(298) From the Kingston Downtown Business Association notifying that their next general meeting will be held Wednesday, May 12, 1976, at 4:00 P.M. at 249 Brock Street (W.N. Smith's office).

(299) From the Ministry of Community and Social Services, Ontario, acknowledging receipt of the City's resolution concerning the establishment of administration of General Welfare Assistance on a regional basis in the Kingston area, and reporting that under the terms of the legislation, this decision must be made by the county council.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(300) From Mr. and Mrs. Frank Brooks thanking Council for the flower arrangement and letter of congratulations sent to them on the occasion of their 50th wedding anniversary.

To Be Referred to the Transportation Committee

(301) From the Minister of Transport Canada confirming that the City may include the installation of approach lights as part of the runway extension project at Norman Rogers Airport, it being understood that Transport Canada's contribution toward the cost of the project remain unchanged (85% of the cost, with the total contribution not to exceed $360,000.)

To Be Referred to the City of Kingston Planning Board

(302) From the Ontario Ministry of the Environment, Kingston District Office, concerning proposed Amendment No. 80 to the City of Kingston Official Plan (Nutana Properties Limited - Subdivision) stating that if a zone change to residential is made, or if channelization takes place on the east branch of the Little Cataraqui Creek, the Ministry will require the City to eliminate all overflows to the creek from the north end pumping station.

(303) From the Ontario Ministry of Housing notifying that Kingston is one of 26 municipalities that have been recommended to Central Mortgage and Housing Corporation for the allotment of the 1976 Federal funding under the Neighbourhood Improvement Program, and that the total additional federal allocation to the Cataraqui - St. Lawrence area for the calendar year 1976 has been set at $321,000.

(304) From the Ontario Ministry of Housing notifying that the Canadian Association of Housing and Renewal Officials and the Ministry of Housing will hold a workshop re: downtown improvements on June 29, 1976, at the Hotel Toronto, enclosing information on the program and accommodation, along with registration forms.

To Be Referred to the Finance and Accounts Committee

(305) From the Waterfront Users' Committee expressing concern that the Kingston Yacht Club has entered into a lease with the federal government that includes the whole of the end of Maitland Street, which would block the public's access to the water at the end of the street, requesting that the matter be investigated and if necessary the federal government be requested to amend the lease to restor the public's right of access in accordance with their policy.

(306) From the Waterfront Users' Committee concerning references in the news media in regard to a possible clearance of title being sought for the dock area between Clarence and Johnson Streets; inquiring if the City is aware of any such application; and requesting that the City obtain a copy of the 1938 ruling regarding ownership of the harbour and any other relevant rulings about the harbour.

To Be Considered with Clause 17 of Transportation Committee Report No. 51

(307) From Mrs. Dorothy Geiger opposing the creation of a "Parking Lot" on the east side of Maitland Street.

REPORTS

Ald. Allmark presented Report No. 51 of the Transportation Committee as follows:

Moved by Ald. Allmark, Seconded by Ald. French, That Report No. 51 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 51

To The Mayor and Aldermen April 28, 1976

The Transportation Committee reports and recommends as follows:

1. That, as requested by K.O.P.E.C., the following streets be closed for the dates noted during the 1976 Sailing Olympic period:

   a) from noon on July 17th until 1:00 a.m. on July 18th, 1976 - Arrival of the Olympic Flame:

   Brock Street, from Ontario Street to King Street

   Market Street, from Ontario Street to King Street

   Ontario Street, from Market Street to Brock Street

   b) from July 19th until July 26th, 1976 - Festival of Nations:

   Bagot Street, from Barrie Street to West Street (between City Park and the Cricket Field)

   c) from noon until 5:00 p.m. on August 14th, 1976 - Folk Festival:

   Ontario Street, from Market Street to Brock Street

CARRIED

2. That the present monthly parking fee charged on the Hanson Memorial Parking Lot, be increased from $20.00 to $25.00 per month; and further, that the present special parking f charged to the Hotel Dieu Hospital employees, be increased from $10.00 to $15.00 per month.

   Note: The above increases to become effective as of July 1st, 1976.

CARRIED

3. That the account of Acme Signalisation Incorporated, in th amount of $5,636.50, for Traffic Signs, be approved for payment.

CARRIED

REPORTS (cont'd)

Report No. 51 - Transportation Committee (cont'd)

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that 30 minute parking be established on the east side of Macdonnell Street, 220 feet north of North Bartlett Street, northerly 25 feet, between the hours of 9:00 a.m. and 6:00 p.m.

Note: At the present time, parking is prohibited between the hours of 10:00-11:00 a.m. and 2:00-3:00 p.m.

REFERRED BACK TO TRANSPORTATION COMMITTEE
(See Following Motion)

Moved by Ald. Breen,
Seconded by Ald. Keenleyside,

That Clause 4, Report No. 51, be referred back to the Transportation Committee.

CARRIED

5. That Travelways Capital Coach Lines be granted permission to operate a tour bus, commencing in May, 1976, which will travel along King Street from Sir John A. Macdonald Blvd. to Yonge Street, and along Yonge Street from King Street to Union Street, for the purpose of enabling passengers to view the Olympic Sailing Site.

Note: A maximum of four trips per day are planned. The tour bus will make no stops within the restricted area.

CARRIED

6. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that Johnson Street, from Sir John A. Macdonald Boulevard to Palace Road, become a two-way street.

Note: This action will facilitate the re-design of Brock Street/Johnson Street/Sir John A. Macdonald Blvd./Palace Road, which will eliminate left turns from Brock Street onto Sir John A. Macdonald Blvd.

CARRIED

7. That notwithstanding the provisions of By-Law 10, permission be granted to Canada Manpower Centre for Students to erect a banner across Princess Street at Bagot Street, from May 31st until June 5th, 1976, proclaiming "Hire-A-Student Week."

CARRIED

8. That Kingston General Hospital be advised that the City of Kingston do not approve their drawing number 004B outlining a 95 space parking lot, bounded by Lower University Avenue to the west and Etherington Hall to the east, for the following reasons:

REPORTS (cont'd)

Report No. 51 - Transportation Committee (cont'd)

8. (cont'd)

a) A K.G.H./Queen's parking study indicated that at the present time there is no need to extend the parking facilities at this location;
b) since the underground parking facilities are not used to capacity, the need for a new parking facility is, therefore, reduced.

REFERRED TO HEALTH SCIENCES/CITY LIAISON COMMITTEE
(See Following Motion)

Moved by Ald. Gerretsen,
Seconded by Ald. French,

That Clause 8, Report No. 51, be referred to the Health Sciences/City Liaison Committee.

CARRIED

9. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the "No Parking - Street Cleaning" regulations on Linton Street be changed from Mondays to Wednesdays between 1:00 a.m. and 7:00 a.m.

CARRIED

10. That the following street lighting programme, at an estimated cost of $14,200., be implemented:

KING STREET - Centre Street to Mowat Avenue : 19-400 watt mercury vapour luminaires	$4,100
UNION STREET - Barrie Street to Albert Street : 16-400 watt mercury vapour luminaires	3,500
BROCK STREET - Division Street to Victoria St. : 14-400 watt mercury vapour luminaires	2,800
JOHNSON STREET - Division Street to Victoria St. : 14-400 watt mercury vapour luminaires	2,800
MISCELLANEOUS LIGHTING - Labour to install individual incandescent luminaires from above streets on local streets, e.g. one luminaire on Nelson Street north of Concession Street; one luminaire on Albert Street south of Princess Street	1,000
	$14,200

Note: Aldermen are invited to submit a list of those areas in their Wards which require additional lighting.

CARRIED 13:1
(Ald. Hawkins Opposed.)

REPORTS (cont'd)

Report No. 51 - Transportation Committee (cont'd)

11. That the Application for Subsidy for Traffic Signal expenditures for the year 1976, under the provisions of the Public Transport and Highway Improvement Act, in the amount of $36,915., be approved.

CARRIED

12. That the agreement between the Corporation of the City of Kingston and Mr. Mel Hughson for the lease of land at Norman Rogers Airport, be amended to include approximately one-half acre of land east of the Shell Oil fuel pumps and Hangar No. 5, at a fee of $50.00 per month.

Note: The area includes an existing conrete foundation approximately 35' x 65'.

CARRIED

13. That the schedule of landing fees presently in effect at Norman Rogers Airport, be amended as follows:

Base operators shall maintain the required recording of aircraft movements and pay the following landing fees to the Corporation of the City of Kingston for all aircraft and occupants using their services:

	AMENDED RATE
Light Single Engine Aircraft (less than 5,000 lbs. gross weight)	Exempt
Except Charter flights and Helicopters	$1 (Min. Charge)
All other aircraft per M.O.T. Schedule -	20¢ per 1,000 lbs. gross weight

(Government aircraft other than commercial carriers excluded).

CARRIED

14. That the Ministry of Industry and Tourism be notified that Council is desirous of participating in the development of an industrial park in the City of Kingston under the provisions of the Ontario Industrial Parks Programme;

and that application be made to the Ministry of Industry and Tourism for approval of a deferred repayable industrial loan, in the amount of $110,250.00, with a degree of interest forgiveness, to assist in providing internal site servicing on two parcels of City owned industrial land comprising 27.8 gross acres, it being understood that if the application is approved, the City's share of internal servicing costs and necessary external servicing costs will be $93,400.00; and

REPORTS (cont'd)

Report No. 51 - Transportation Committee (cont'd)

14. (cont'd)

that the brief dated April 23rd, 1976 be submitted to the Ministry of Industry and Tourism in support of the City' application.

Note: The application is based on 75% of the cost of internal servicing. Approved loans will extend over years and will provide for interest forgiveness and deferral of principal payment as follows:

	Interest Payment.	Principal Payment
First Year	Nil	Nil
Second year	25%	Nil
Third year	50%	Nil
Fourth year	75%	Nil
Fifth year	100%	Nil
Sixth & following years	100%	10%

(Based on 100% principal repayment over the last 10 years of the loan period. The principal may be repaid over a shorter period of time without notice or bonus)

CARRIED

15. That the account of Kingston Advertising Agency, in the amount of $695.00, for a one-third page advertisement in the 1976 "Plant Location" magazine, be approved for payment.

CARRIED 13:1
(Ald. Webb Opposed.)
(See Following Motion Which Was LOST.)

Moved by Ald. Webb,
Seconded by Ald. Matthews,

That Clause 15, Report No. 51, be referred back to the Transportation Committee.

LOST

16. That the accounts of Donald A. Foley Limited, in the total amount of $11,882.50, for levelling fill on City owned land west of Lappan's Lane, be approved for payment.

CARRIED

REPORTS (cont'd)

Report No. 51 - Transportation Committee (cont'd)

Moved by Ald. Gerretsen,
Seconded by Ald. Travers,

That Clause 17, Report No. 51, be added for presentation to Council.

CARRIED

Ald. Keyes declared that as a member of the Yacht Club he had a Conflict of Interest and withdrew while this clause was being considered.

Ald. Keenleyside said that he had a Conflict of Interest as a member of the Yacht Club and abstained from discussion and voting on Clause 17.

Ald. Webb also declared a Conflict of Interest and abstained from participating and voting on Clause 17.

17. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the present diagonal parking regulations on the west side of Maitland Street be removed, and that perpendicular parking regulations be established on the east side of Maitland Street, from 182 feet south of King Street, southerly to the end of Maitland Street.

Note: The Kingston Yacht Club have agreed to the removal of the sidewalk on the east side of Maitland Street, and widening the street by approximately ten feet, at an estimated cost of $10,000, to be borne entirely by the Yacht Club.

It was agreed that a further note to the Clause be added as follows:

"It is understood that the 182 feet referred to in the Clause will be adjusted, if necessary, so that only Yacht Club property is affected by the relocation of the sidewalk and the parking regulations."

Clause 17, as amended, was then considered.

17. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the present diagonal parking regulations on the west side of Maitland Street be removed and that perpendicular parking regulations be established on the east side of Maitland Street, from 182 feet south of King Street, southerly to the end of Maitland Street.

Note: The Kingston Yacht Club have agreed to the removal of the sidewalk on the east side of Maitland Street, and widening the street be approximately ten feet, at an estimated cost of $10,000.00, to be borne entirely by the Yacht Club.

It is understood that the 182 feet referred to in the Clause will be adjusted, if necessary, so that only Yacht Club property is affected by the relocation of the sidewalk and the parking regulations."

CARRIED 6:5
(Ald. Keenleyside, Ald. Webb Abstained)

Respectfully submitted,

(signed) *G. Allmark* (Vice-Chairman)
T.D. French
J. Hawkins
D.J. Travers

REPORTS (cont'd)

Ald. Keyes presented Report No. 52 of the City of Kingston Planning Board as follows:

Moved by Ald. Keyes, Seconded by Ald. Mackenzie, that Report No. 52 of the City of Kingston Planning Board be received and adopted clause by clause.

Mayor Speal withdrew from the Meeting at 9:18 p.m.

Ald. Gerretsen assumed the Chair.

REPORT NO. 52

April 27, 1976.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WITHDRAWN - May 4, 1976.

2. That the account of Cooper Appraisals Limited in the amount of $1,100.00, for various letters of opinion on properties in the Neighbourhood Improvement Area, be approved for payment.

   Note: There is provision for this expenditure in the Neighbourhood Improvement Program budget.

   CARRIED

3. That the account of De Leuw Cather Canada Limited in the amount of $1,484.37, representing Billing No. 1 for the N.I.P. Area Transportation Study, be approved for payment.

   Note: There is provision for this expenditure in the Neighbourhood Improvement Program budget.

   CARRIED

4. WHEREAS the City has entered into an Agreement with De Leuw Cather Canada Limited for a traffic study of the Neighbourhood Improvement Area at a total cost not to exceed $35,000.00, including $5,000.00 to cover the cost of collecting and analysing data; and

REPORTS (cont'd)

Report No. 52 - City of Kingston Planning Board (cont'd)

4. (cont'd)

WHEREAS the consultants advise that due to the impossibility of obtaining the necessary helicopter aerial photography survey from Kingston or Ottawa during May, which is the only time suitable for this type of traffic survey, it has been necessary to obtain a helicopter service from Montreal, at an additional cost of $1,600.00:

THEREFORE BE IT RESOLVED that a by-law be presented to Council to authorize the execution of an amending agreement with De Leuw Cather Canada Limited to increase the total amount of the contract to $36,600.00; and

FURTHER, that the additional $1,600.00 be taken from the N.I.P. Budget, "Topping Off" funds.

CARRIED 8:5

Ald. Timmins abstained from participating or voting on Clause 5 because as an employee of Alcan Canada Products Ltd. there was a possible Conflict of Interest.

5. WHEREAS Alcan Industrial Estates have requested approval of a revision (entitled red line revision April 6, 1976) to their draft plan of subdivision approved by the Minister of Housing on April 2 and May 21, 1974; and

WHEREAS the revision is a minor one providing for subdivision of blocks and minor street re-alignments which have been approved by the Technical Planning Committee:

THEREFORE BE IT RESOLVED that the revised plan be recommended to the Minister of Housing for approval; and

BE IT FURTHER RESOLVED that the agreement with the Aluminum Company of Canada be amended accordingly.

CARRIED

Mayor Speal returned to the Meeting at 9:30 p.m. and resumed the Chair.

Respectfully submitted,

(signed) *Ken Keyes (Chairman)*
Judith M. Mackenzie
K.W. Matthews
D.G. Timmins

* * *

REPORTS (cont'd)

Ald. Webb presented Report No. 53 of the Community Services Committee as follows:

Council consented to the amendment of Clause 3 (c) by deleting the figures "23" and substituting the figures "21" therefor, and by inserting the word "not" after the word "shall" in sub-section 3.72 thereof.

Moved by Ald. Webb, Seconded by Ald. Matthews, that Report No. 53 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 53

April 29, 1976.

TO THE MAYOR AND ALDERMEN:

The Community Services Committee reports and recommends as follows:

1. That a by-law be passed to provide that a period of 30 days be given to Hendrikus and Elizabeth Van Hoof to remove the fence erected across the 15 foot laneway at the rear of their property at 139 Stephen Street and that in default of this being done the fence shall be removed by City employees and the costs recovered in accordance with Section 469 of the Municipal Act, R.S.O. 1970, as amended.

NOTE:

The Chief Building Official reports that as at May 6th 1976 the only obstruction on this laneway was a chain link fence 48" high at the rear of the property owned by Hendrikus and Elizabeth Van Hoof.

(See Following Motion)

Moved by Ald. Gerretsen,
Seconded by Ald. Matthews,

That Clause 1, Report No. 53, be amended by deleting all the words after the word "passed" and inserting the following in lieu thereof "to authorize the City Solicitor to apply to the County Judge for an injunction to restrain Hendrikus and Elizabeth Van Hoof from erecting a fence across the 15 foot laneway at the rear of their property at 139 Stephen Street."

CARRIED

Clause 1, as amended, was then considered.

1. That a by-law be passed to authorize the City Solicitor to apply to the County Judge for an injunction to restrain Hendrikus and Elizabeth Van Hoof from erecting a fence across the 15 foot laneway at the rear of thei property at 139 Stephen Street.

CARRIED

REPORTS (cont'd)

Report No. 5 - Community Services Committee (cont'd)

2. That the following resolution of the Borough of York be endorsed:

"a) That a letter be forwarded to the Federal Ministry of Health, the various Safety Councils throughout the Province and the Canadian Advertising Council, requesting that firms advertising liquor and beer be required to reveal the adverse affects of alcohol as well as the so-called social benefits.

b) That a letter be forwarded to the Ontario Ministry of Health and the various Safety Councils throughout the Province, advising that the Borough of York Safety Council endorses raising the age limit for the consumption of alcohol.".

CARRIED

3. That a by-law be presented to Council to amend By-Law No. 8109, "A By-Law to Provide for the Licensing, Regulating and Governing of Lodging Houses in the City of Kingston" as follows:

a) Delete Sections 18, 19 and 20 and substitute in lieu thereof the following:

"Section 18

The provisions of the Ontario Building Code respecting standpipes, if required, shall apply.

Section 19

The provisions of the Ontario Building Code relating to the means of egress shall apply to the erection of a lodging house or the conversion of a building for such purpose.

Section 20

The provisions of the Ontario Building Code relating to means of egress shall not apply to the conversion of an existing building for use as a lodging house provided that:

i) all lodgers above the second floor shall have free access by means of a door to the second interior stairway or exterior fire escape; and

ii) every inside stairway above the second floor shall have a one hour fire rating separation if the floors above the second floor are occupied.".

b) Delete Section 16 and substitute the following in lieu thereof:

"No lodging house shall be increased in height or area unless the whole of such house, as enlarged, complies with the provisions of 'By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston'.".

REPORTS (cont'd)

Report No. 53 - Community Services Committee (cont'd)

3. (cont'd)

c) Delete Section 21 and substitute in lieu thereof the following:

"Electrical Services shall meet the requirements of Sections 3.68, 3.69, 3.70, 3.71, 3.72 and 3.73 of By-Law No. 8597, the City's Property Standards By-Law:

'3.68 - Every dwelling unit shall be wired for electricity and lighti equipment shall be installed throughout to provide sufficient illumination to avoid health or accident hazards in normal us

3.69 - The electrical wiring and all equipment appliances located or used in a dwelling shall be installed and maintained in good working order so as not to cause fire or electrical shock hazards.

3.70 - Every habitable room in a dwelling shall have at least one electrical duplex outlet for each 120 square feet of floor space, for each additional 100 square feet of floor space a second duplex outlet shall be provided. Every kitchen shall have at least two electrical duplex outlets which shall be on separate circuits.

3.71 - Every bathroom, toilet room, laundry room, furnace room, basement cellar or non-habitable work room and kitchen shall be provided with a permanent electrical light fixture.

3.72 - Extension cords shall not be used on a permanent or semi-permanent basis.

3.73 - All electrical services shall conform to and be maintained to the regulations set by the Power Commission Act, R.S.O. 1970, C.354.'."

d) Delete reference to By-Law No. 7514 in Section 23 and Substitute By-Law No. 8597.

e) Delete Section 1 (g) which refers to the Planning Director and also the reference to Planning Director in Section 5 as the Chief Building Inspector is responsible for the administration of the zoning by-law.

f) Provision for the issuance of lodging house licenses on a calendar yea basis with all operators of lodging houses required to pay $1.00 for each full calendar month remaining in the calendar year 1976 so that e will be required to obtain a new license in January 1977.

g) Delete the reference to By-Law No. 7818 in Section 15 and substitute "Ontario Building Code".

CARRIED AS AMEN

REPORTS (cont'd)

Report No. 53 - Community Services Committee (cont'd)

4. That the agreement with Kingston Day Care Incorporated for 1976 be amended to provide that the Day Care Centre may use some of the monies available in the 1976 budget for Day Care services for payment of transportation costs for children subsidized by the City it being understood that the amount of $36,000 for Kingston Day Care is the maximum amount to be paid by the City in 1976, if required.

CARRIED

Respectfully submitted,

(signed) *G.L. Webb* (*Chairman*)
K.W. Matthews
G. Allmark
Neil McArthur

* * *

Ald. Breen presented Report No. 54 of the Public Works Committee as follows:

Council consented to the correction of a spelling error in Clause 5 by deleting the "o" from "Westbourne".

Moved by Ald. Breen, Seconded by Ald. French, that Report No. 54 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 54

May 3, 1976

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the expenditure authorized by Clause 3 of Public Works Report No.27-1976, in the amount of $1528.50, for purchase of repair parts for the Sicard Snow Blower, be increased by $424.00 for a total of $1952.50, since the supplier, S.M.I. Ltd., have advised that the gear and pinion assembly has now been received and the cost has increased by $424.00.

CARRIED

REPORTS (cont'd)

Report No. 54 - Public Works Committee (cont'd)

2. That, since By-law No.8204 - A By-law to provide for the borrowing upon debentures of the sum of $8,000.00 for the preparation of detailed plans and specifications required for the construction of phosphate removal facilities at the Water Pollutic Control Plant - only makes provision for design work, and since there has been a considerable amount of work done by Gore and Storrie Ltd., Consulting Engineers, that comes under general engir ing supervision as a result of the change in design to make the installation of the facilities less costly, the general engineerir supervision costs, in estimated amount of $6,000.00, be charged tc By-law No.8282 - A By-law to authorize the construction of phospha removal facilities at the Water Pollution Control Plant - as this By-law includes an allowance for engineering.

CARRIED

3. That payment to Gore and Storrie Ltd., Consulting Engineers of a sum amounting to $13,000.00 for the provision of additional engineering services in connection with the design of improvements to the pumping capacity at the North End Pumping Stati be charged to By-law 8206 - A By-law to authorize improvements to North End Pumping Station to provide for an increase in the pumpin capacity (General Rate) - subject to the Agreement with Gore and Storrie Ltd dated April 22, 1974 which provides for design, genera engineering supervision and resident engineer, if required, at a total maximum fee of $40,000.00, being amended to increase the maximum fee to $53,000.00 for all services to be rendered excludin the services of a resident engineer.

CARRIED

4. That the quotation of Brier Hydraulics to supply o new Fairbanks-Morse Series 5700 vertical dry pit angle flow sewage pump and motor and engine unit at a total cost of $32,551.76, sales tax included, which is the price of the equipment plus provision fo two separate days of field service by both the pump manufacturer ar the diesel manufacturer, for installation at the North End Pumping Station, be accepted being the lowest quotation received, and becaus of the seven month delivery period, a letter of intent be issued to Brier Hydraulics to the effect that the City of Kingston will have the equipment incorporated in a tender to be called for the alterations at the North End Pumping Station which will permit the manufacturer to place the order on stream without delay.

CARRIED

REPORTS (cont'd)

Report No. 54 - Public Works Committee (cont'd)

5. That the following quotations to supply lumber and plumbing materials for construction of the Olympic area wiashrooms, be accepted being the lowest quotations received, and that in the event the lowest tenderers do not have the materials in stock when required, the Commissioner of Works be authorized to obtain the materials from the other tenderers -

Lumber - Glen Supply Co - $1056.23 sales tax extra

Plumbing - Westburne - $800.00 sales tax extra

CARRIED

Respectfully submitted,

(signed) *B.E. Breen* *(Chairman)*
T.D. French
Judith Mackenzie
Neil McArthur
D.J. Travers

* * *

Ald. Keenleyside presented Report No. 55 of the Parks and Recreation Committee as follows:

Council consented to the deletion of the words "electrical material" and substitution of the words "waterproof connections" therefor in Clause 2, paragraph 3.

Council consented to the addition of the words "at Memorial Hall" after the word "functions" in Clause 6.

Moved by Ald. Keenleyside, Seconded by Ald. Timmins, that Report No. 55 of the Parks and Recreation Committee be received and adopted clause by clause.

REPORT NO. 55 April 29, 1976.

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That notwithstanding the provisions of By-law No.21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chamber - The United Way of Kingston and District be permitted to use Memorial Hall and the Elizabeth II Room at no charge, to hold their 12th Annual General Meeting and Directors' Meeting on Wednesday evening, May 12, 1976, from 7.30 p.m. to 10 p.m.

CARRIED

REPORTS (cont'd)

Report No. 55 - Parks and Recreation Committee (cont'd)

2. That the following accounts be paid -

Spraymotor Ltd - $690.63 - repair parts for mowing equipment - being the only source of supply for parts required

Charmaine Distribution, Inc., $1334.00 - supply of 300 Olympic Pins and Chokers and 3 dozen Olympic Silver Charms

J&S Electric - $1334.04 - supply of waterproof connections to repair damages caused to the electrical facilities at the Confederation Basin Marina during high water conditions

Note J&S Electric has carried out all of the electrical work at the Marina since it was constructed and the materials were ordered from them because they were aware of the typ materials required for the repair work.

CARRIED AS AMENDED

3. That the no parking regulations contained in By-law No.19 - A By-law to provide for the regulation use of parks and recreational facilities of the Corporation - insofar as they apply to that area of the City Park bounded by Barrie, Bagot, West and King Streets, be not enforced during the period of the Olympics - July 17 to August 1, 1976, both dates inclusive, provided the Olympic officials provide supervision of the parking so as to eliminate the possibility of damage occuring to the grass areas of the park.

CARRIED

4. That the tender of D.Riddle Haulage to supply 2000 c.y. of earth fill at a price of $1.40 per c.y., and 12,000 c.y. of clean earth fill at a price of $1.44 per c.y., be accepted being th lowest tender received, it being understood that the prices will be subject to a 50% increase per c.y. during restricted half-load peri

CARRIED

5. That the tender of James Riddle to supply 3,000 c.y of top soil at a price of $2.25 per c.y., be accepted being the lowest tender received, it being understood that the price will be subject to a $1.00 increase per c.y. during restricted half-load pe

CARRIED

6. That as of August 1, 1976, all functions at Memorial Hall involving catering be held at city-owned property extraneous to Memorial Hall and related area.

LOST 5:9
(See Recorded Vote)

REPORTS (cont'd)

Report No. 55 - Parks and Recreation Committee (cont'd)

A recorded vote was taken on Clause 6 which was as follows:

YEAS: Ald. Hawkins, Ald. Keenleyside, Ald. Mackenzie, Ald. Matthews, Ald. Timmins (5)

NAYS: Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Keyes, Ald. McArthur, Ald. Travers, Ald. Webb (9)

7. That By-law No.21 - A By-law fixing the rental to be charged for Memorial Hall, Committee Rooms and Council Chamber - be amended by deleting from Paragraph 4 the following -

"Alcoholic beverages, dancing and smoking are prohibited in Memorial Hall unless such use is authorized by a special resolution of the Parks, Recreation and Property Committee and a damage deposit, in the amount of $100.00, or a guarantee bond, in a form satisfactory to the City Solicitor, is filed with the City Treasurer.",

and substituting therefor the following -

"Alcoholic beverages, smoking and dancing are prohibited in Memorial Hall and related area.".

LOST 3:11
(See Recorded Vote)

A recorded vote was taken on Clause 7 which was as follows:

YEAS: Ald. Hawkins, Ald. Matthews, Ald. Timmins (3)

NAYS: Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. McArthur, Ald. Travers, Ald. Timmins (11)

Respectfully submitted,

(signed) *J.L. Keenleyside* (Chairman)
D.G. Timmins
J. Hawkins
Judith M. Mackenzie
K.W. Matthews

* * *

REPORTS (cont'd)

Ald. Gerretsen presented Report No. 56 of the Finance and Accounts Committee as follows:

Council consented to the amendment of Clause 19 by adding the following words at the end of line 2 "with effect from January 1, 1976".

Moved by Ald. Gerretsen, Seconded by Ald. Keenleyside, that Report No. 56 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 56

May 5, 1976

To the Mayor and Aldermen:

The Committee on Finance and Accounts reports and recommends as follows:

1. That an interim payment of the sum of $15,968.00 be authorized to the Architects Consortium for the Onshore Olympic Sailing Facilities, Kingston, 1976, to be charged to the Olympic Capital Budget appropriation for "Architects Fees".

CARRIED

2. That the following accounts of the Architects Consortium for the Onshore Olympic Sailing Facilities, Kingston, 1976, for professional services in connection with renovations to Harold Harvey Arena for O.R.T.O. be authorized for payment to be charged to the Olympic Capital Budget appropriation for "O.R.T.O.":

   Account No. 7 - $582.38
   (Professional Services - December 1975)

   Account No. 8 - $819.13
   (Professional Services - January 1976)

   Account No. 9 - $953.00
   (Professional Services - February 1976)

CARRIED

3. That:

   (A) a by-law be presented to Council to authorize the execution of an agreement with Kingston Olympic Public Events Committee (K.O.P.E.C.) to provide for the performance of certain accounting services by the City of Kingston for K.O.P.E.C., it being understood that the agreement, a copy of which has previously been distributed to the members of Council, is amended to provide for the deletion of the words "the Chairman of K.O.P.E.C." from section 3 and for the substitution of the following words therefore "the Vice-President"; and

   (B) the K.O.P.E.C. budget for the year 1976, in the amount of $505,000.00, as set forth on schedule "A" attached hereto, be approved.

CARRIED 13
(Ald. Hawkins opposed

REPORTS (cont'd)

Report No. 56 - Finance and Accounts Committee (cont'd)

4. That the City Treasurer be authorized to purchase the balance of the $5.00 Olympic Coins reserved for the City of Kingston, i.e., 2,600 coins, at a price of $7.00 per coin (Total = $18,200.) to be charged to "General Ledger - Supplies - Inventory Account".

CARRIED

5. That, as recommended by the Director General Yachting, the quotation of R.E. Ferguson Ltd. for the provision of a 400 amp., 120/240 volt, 1 phase service beside the stone triplex behind the bleachers to supply power for O.R.T.O. needs during the opening and closing ceremonies of the Kingston Olympics in the amount of $5,460.00, be accepted to be charged to the Olympic Capital Budget.

CARRIED

6. That, as recommended by the Commissioner of Parks and Recreation, R.P.A. Consultants Limited be engaged on a per diem rate of $200.00 to provide their services for the supervision of additional activities at the Olympic Sailing Facilities Site during the months of April, May and June, 1976, at a total estimated cost of $5,000.00 to be charged to the Olympic Capital Budget, it being understood that the work being supervised includes the following but is not limited to this:

   Work on the restaurant and kitchen
   Additional plastic stiffeners on doors
   Revisions to stair handrails
   Revisions at houses
   Gas line to sculpture
   Re-positioning of gasoline and sewage pumps
   Closed-circuit T.V. viewing facility
   Walk-through canopies
   Landscaping at propane gas tanks
   Dealing with queries from potential restaurant tenants
   Extending fire alarm system to Fire Department
   Adding insulation to soffits
   Adding garbage room fan
   Additional bar in press area
   Buried empty conduit at gates for O.R.T.O.
   Other minor items

CARRIED

7. That the following K.O.P.E.C. accounts be authorized for payment for pre-production expenses for the Kingston Summer Sports Festival:

a)	Kingston & District Touch Football League	-	$ 609.00
b)	Church Athletic League	-	$1,000.00
c)	Blue Marlins Swim Club	-	$ 750.00

CARRIED

8. That the account of Harry P. Smith, Architect, in the amount of $1,964.27 for the balance of Architects Fees for renovations to City Hall be authorized for payment

-and-

REPORTS (cont'd)

Report No. 56 - Finance and Accounts Committee (cont'd)

8. (cont'd)

the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
- Miscellaneous - Architects Fees	$1,964.	-
- Contingencies	-	$1,964.

CARRIED

9. That, as recommended by the Parks and Recreation Committee, the followin budget appropriation amendment be approved in order to provide the sum of $2,500.00 for the purchase of 1,000 pewter key chains for presentatio as gifts from the City of Kingston to 700 Olympic Athletes and 300 Jury members, as a charge to Finance "Miscellaneous":

	Increase	Decrease
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
- Contingencies	-	$2,500.
- Miscellaneous	$2,500.	-

CARRIED

10. That, as recommended by the Parks and Recreation Committee, an Agreement be entered into with the Kingston Community Ballet Association to lease them 4,000 square feet of floor space located at south end of the second floor of the John K. Tett Creativity Centre for use as a dance studio at a rantal of 75 cents per square foot per year, it being understood that any renovations that they may wish to undertake to meet their use requirements will be done at their own expense and the plans therefore will be referred to the Commissioner of Parks and Recreation for approval before any work is undertaken.

CARRIED

11. That, as recommended by the Negotiating Committee, the following revised car allowances be approved, effective January 1, 1976:

	Previous	Revised
Chief Building Inspector	$1,008.	$1,170.
Inspectors in Building Inspection Department	Various	$1,370.
Parks Director	$1,224.	$1,370.
Deputy Fire Chief	$ 240.	$ 587.
Training Officer, Fire Department	$ 240.	$ 587.
Purchasing Agent	$ 432.	$ 600.

CARRIED

REPORTS (cont'd)

Report No. 56 - Finance and Accounts Committee (cont'd)

Ald. Hawkins declared a Conflict of Interest in Clause 12 as his wife is an employee of the City of Kingston.

12. That NO ACTION be taken on the following recommendation of the Transportation Committee:

> "That By-Law No. 495, Parking Meter By-Law, be amended to permit the following employees of the Building Inspection Department to be issued with "Parking Stickers":
>
> The Chief Building Inspector
> 2 Building Inspectors - General
> 1 Building Inspector - Plumbing
> 2 Building Inspectors - Property Standards."

LOST 4:8
(Ald. Hawkins Abstained)
(See Recorded Vote)
(See Following Motions)

Ald. Keyes requested a Recorded Vote on Clause 12 which was as follows:

YEAS: Ald. Breen, Ald. Keenleyside, Ald. Matthews, Ald. Webb (4)

NAYS: Mayor Speal, Ald. Allmark, Ald. French, Ald. Gerretsen, Ald. Keyes, Ald. Mackenzie, Ald. Timmins, Ald. Travers (8)

Mayor Speal ruled that a motion by Ald. Webb to re-open the matter of parking stickers was Out of Order. The Mayor's ruling was sustained on a Recorded Vote of 7:5, which was as follows:

YEAS: Ald. Allmark, Ald. French, Ald. Gerretsen, Ald. Keyes, Ald. Mackenzie, Ald. Timmins, Ald. Travers (7)

NAYS: Ald. Breen, Ald. Keenleyside, Ald. Matthews, Ald. McArthur, Ald. Webb (5)

Moved by Ald. Keyes, Seconded by Ald. Gerreteen, that By-Law No. 495 be amended to permit the following employees of the Building Inspection Department to be issued with "Parking Stickers", it being understood that these stickers are valid only during normal working hours, 8:30 a.m. to 4:30 p.m., Monday to Friday:

The Chief Building Inspector
2 Building Inspectors - General
1 Building Inspector - Plumbing
2 Building Inspectors - Property Standards.

CARRIED AS AMENDED 7:6
(Ald. Hawkins Abstained)
(See following Motion which was LOST)

Moved by Ald. Webb, Seconded by Ald. Keenleyside, that the Motion be referred to the Finance Committee.

LOST 6:7
(Ald. Hawkins Abstained)

REPORTS (cont'd)

Report No. 56 - Finance and Accounts Committee (cont'd)

13. That, as recommended by the Transportation Committee, the Traffic and Streets operation be relocated from the present facility at Artillery Park to a portion of the premises presently occupied by C.O.J.O. at the rear of 19 Queen Street after the Olympic period, on the understanding that a budget transfer of funds, presently estimated at $15,000.00, is now approved in principle, to provide for the following renovations when tenders have been called and the exact amount is known:

New heavy duty wiring
New furnace and heating system
Roof needs to be re-shingled
New overhead doors
New ceiling with insulation
New lighting
New door through concrete to washrooms.

CARRIED

14. That a Grant of $1,000.00 be approved for payment to The Gadabouts on or after May 21, 1976, and that the following budget appropriation amendment be approved:

FINANCE AND ACCOUNTS	Increase	Decrease
GRANTS		
- The Gadabouts	$1,000.	-
UNCLASSIFIED		
- Contingencies	-	$1,000.

CARRIED

15. That, as recommended by the Architects Consortium and as concurred in by the Commissioner of Parks and Recreation and the City's Olympic Restaurant Lessees, the following tenders for the supply and installation of draperies and carpeting of the Olympic Facilities Restaurant Area be accepted, being the lowest bidders, to be charged against the $80,000.00 of the Olympic Capital Budget allocated for City's share of Restaurant:

DRAPERIES		
Mills Office Suppliers Ltd.	#472D, 100% Modacrylic Flame Retardent, 150% Fullness as supplied by Contract 70 Drapery Service	$3,997.20 Plus Ont. Sales Tax
CARPETING		
Kingston Roofing & Flooring Co. Ltd.	Caravelle - Points East - Xanadu, 100% nylon Colour - A3-125/3208 - Xanadu Rust	$8,875.00 Plus Ontari Sales Tax

REPORTS (cont'd)

Report No. 56 - Finance and Accounts Committee (cont'd)

15. (cont'd)

(Note: Other bids received were:

A) Draperies:

i)	*Crothers Clair*	*$4,695. plus Ont. Sales Tax*
ii)	*Whitney's House Furnishings*	*$5,097. plus Ont. Sales Tax*

B) Carpeting:

		Caravelle	*Westmills*
		(Plus Ont. Sales Tax)	
i)	*Alexanian Contracting Ltd.* -	*$10,150.00*	*$10,875.48*
ii)	*Aluminum Home Improvements*	*$ 8,985.00*	*$ 9,723.00)*

CARRIED

16. That, subject to obtaining a second quotation, the following work be authorized to be done by issue of Purchase Order to be charged against the $80,000.00 of the Olympic Capital Budget allocation for the City's share of Restaurant:

R.E. Ferguson Limited - P.O. 52-200

Remove existing 32 lights in Dining Room, second floor, and supply and install new lights as specified by Architects to suit new ceiling being installed $2,778.00 .

CARRIED

17. That the following persons be re-appointed to the Downtown Improvement Area Board of Management for the year 1976:

Mr. Roy Saunders, Mr. Gordon Belyea, Mr. William Caverly, Mr. Don Good and Mr. Bruce Jackson;

and further - that Ald. D.G. Timmins and Ald. G.L. Webb be appointed as the Council representatives

CARRIED

18. That the following budget appropriation amendment be approved in order to provide funds for engine repairs to the 1973 Thault Fire Pumper:

	Increase	Decrease
FIRE DEPARTMENT		
Maintenance of Automotive Equipment	$1,500.00	-
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
- Contingencies	-	$1,500.00

CARRIED

REPORTS (cont'd)

Report No. 56 - Finance and Accounts Committee (cont'd)

19. That, as recommended by the Negotiating Committee, the following position classification revisions be approved, with effect from January 1, 1976:

	FROM	TO
Supervisor Day Care Centre	8-06	9-07
Director - Development - Parks and Recreation Department	13-9	14-10
Administrator - Rideaucrest Home for the Aged	16-12	17-13
Director of Nursing Services	12A-08	13A-09
Unit Nursing Supervisor	9A-07	12A-08

-and-

That in recognition for watchman services provided for Calvin Park by the Director of Development, Parks and Recreation Department, the responsibility for which is not included in his position classification, a monthly payment of $50.00 be approved on the understanding that at least 10 hours a month will be assigned to checking Parks' property in the area of his dwelling.

CARRIED

20. That as concurred in by the City Administrative Association, effective January 1, 1976, the salaries and salary ranges, both minimum and maximum of Executive, Professional, Department Heads, Supervisory Personnell, Confidential and other Non-Union Personnell of the City of Kingston be increased as follows:

For employees in salary groups up to and including group number 15-11 by 10.7%

Balance of salary groups as follows:

Group No.	1975 Range	1976 Range	% Increase
16-12	15,357. - 18,628.	16,954. - 20,565.	10.4
17-13	16,191. - 19,717.	17,794. - 21,669.	9.9
Deputy Fire Chief	20,287.	22,255.	9.7
18-14	17,116. - 20,886.	18,742. - 22,870.	9.5
19-15	18,043. - 22,060.	19,703. - 24,090.	9.2
Fire Chief	22,269.	24,284.	9.05
20-16	18,883. - 23,151.	20,564. - 25,211.	8.9
22-18	20,636. - 25,419.	22,369. - 27,554.	8.4
23-19	21,563. - 26,507.	23,331. - 28,681.	8.2
25-21	23,237. - 28,774.	25,049. - 31,018.	7.8
26-22	24,079. - 29,949.	25,909. - 32,225.	7.6
29-25	26,757. - 33,305.	28,684. - 35,703.	7.2

CARRIED

REPORTS (cont'd)

Report No. 56 - Finance and Accounts Committee (cont'd)

Respectfully submitted,

(signed) *George N. Speal* (*Chairman*)
J.P. Gerretsen
B.E. Breen
J.L. Keenleyside
Ken Keyes
G.L. Webb

SCHEDULE "A" TO FINANCE AND
ACCOUNTS - REPORT NO. 56

PROPOSED BUDGET FOR 1976

KINGSTON OLYMPIC PUBLIC EVENTS COMMITTEE

SECTION 1

REVENUES		
City of Kingston	- 1976	$ 100,000
Wintario	- 1975	35,000
	- 1976	195,000
COJO	- 1976	100,000
Anticipated Private Funding		40,000 *
Anticipated Box Office Receipts		35,000 *
TOTAL:		$ 505,000

SECTION 2

EXPENDITURES	
Administrative Costs	61,950
Contingency Fund	46,050
Programme Costs	297,000
Publicity	50,000
Services (Insurance, Security, Local Transportation, Front of House)	50,000
TOTAL:	$ 505,000

* This is the amount we hope to raise from private sources

** Box office receipts are based on 50% houses at mean ticket price of $3.00

UNFINISHED BUSINESS

Ald. Webb said that the increase in the 1976 grant to the Agnes Etherington Art Centre was from $1,000.00 to $2,000.00, a 100% increase. He was critical of a letter to him asking for a further increase in the grant.

Ald. Timmins said that the Conflict of Interest Act had been amended and he would like the Finance and Accounts Committee to ask the City Solicitor to review the amendments for the information of the members of Council.

Ald. Timmins requested the Finance and Accounts Committee to give consideration to making a grant to the financial appeal being conducted by Regiopolis.

Ald. Timmins said that he had received complaints about bicycles on the sidewalks and also on the speed that they travelled along the streets. Neither the Police Department or the By-Law Enforcement Officers would accept responsibility for enforcing bicycle regulations.

Mayor Speal said that this was a responsibility of the Police Department.

Ald. Mackenzie referred to the clause to extend two-way traffic on Sir John A. Macdonald Boulevard at Brock Street and said that some drivers were already using this block as a two-way traffic area.

Ald. Mackenzie asked the Aldermen to visit the Agnes Etherington Art Centre and check the several projections of work by certain sculptors so that a suitable one could be selected.

Ald. Keenleyside referred to the substantial legal cost of O.M.B. Hearings and suggested that in order to save legal expenses for the persons who had objected to the new Zoning By-Law that Council should try to solve the differences of opinion by a meeting of Council in the "Committee of the Whole".

Ald. Hawkins said that the N.I.P. Area Committee should be asked to submit proposals for a substitution for the deletion of houses at 126-131 Montreal Street from the acquisition program.

Ald. Hawkins said that two persons had complained about getting parking tickets where the signing was poor, and that they should have been given an opportunity to pay their tickets before being served with a summons.

Ald. Hawkins said that night enforcement of the Dog By-Law was not effective and that the By-Law Enforcement Officers should change their hours of work.

Ald. Gerretsen said that the Transportation Committee had received a petition about the lack of dog enforcement in the Mowat Woods area. A report from the By-Law Enforcement Officers showed that 40 calls had been responded to in the area. Enforcement of the dog by-law is difficult as the dogs run away when the officers approach.

Ald. McArthur said that he had a complaint from a person who was the first occupant of the taxi cab that without his consent a second occupant was placed in the taxi and driven to his destination.

Mayor Speal said that if the person who had been treated in this manner would send his complaint to the Police Commission the Commission would investigate the matter.

UNFINISHED BUSINESS (cont'd)

Ald. Gerretsen said he had only recently become aware that the consent of the first passenger in a taxi cab should be obtained before other passengers were placed in the taxi cab, and that the taxi cab driver had failed to ask his consent when a second passenger was placed in the taxi cab.

Ald. Gerretsen said Ald. Keenleyside's proposal that Council meet in the "Committee of the Whole" to consider objections to the new Zoning By-Law overlooked the fact that Planning Board and Council had already considered these complaints.

Ald. Webb said that a lady had been stopped by a policeman who wanted her to obtain a mechanical fitness test for her vehicle. All he needed to know was her name and address, but he had also asked for her telephone number and where she worked, and asked the same information of her companion. The officer who did this had displayed poor public relations.

Mayor Speal asked the members of Council to make note of the following events:

May 14th - 2:00 p.m. -	United Empire Loyalist Celebration - Confederation Park
May 15th - 8:00 p.m. -	Hungarian Club Concert - Kodaly Dancers - Grand Theatre
May 16th - 6:30 p.m. -	R.M.C. Military Tattoo - Royal Military College.
May 26th - 12 Noon -	Special Finance and Accounts Committee Luncheon Meeting to discuss land acquisition with Mr. D. Zunenshine of Belcourt Construction

BY-LAWS

Council consented to the following:

(a) The amendment of By-Law 1 by deleting the reference to Clause 4, Report No. 51, as the Clause was Referred Back To Committee;

(b) The WITHDRAWAL of By-Law 5 since Clause 7, Report No. 55, was defeated;

(c) The amendment of By-Law 10 to provide for application for an injunction to implement the amendment of Clause 1, Report No. 53;

(d) The addition of By-Laws 17 to 20 for presentation to Council.

ALL BY-LAWS WERE PASSED UNANIMOUSLY.

(a) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Laws 1 to 4, 6 to 11, 17, 19 and 20 be given their first and second readings.

CARRIED

BY-LAWS (cont'd)

(b) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 9 to 11, plus 17, 19 and 20 their third reading.

CARRIED

(c) Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That By-Laws 9 to 20 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 6 and 9, Report No. 51)

(FIRST AND SECOND READING) (PROPOSED NO. 8831)
Clauses 6 & 9, Report No. 51, 1976

CARRIED AS AMENDED

(2) A By-Law to Authorize the Execution of an Agreement With Mel Hughson (Amend Lease - Agriculture Land - Airport - Increase Acreage)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8832)
Clause 12, Report No. 51, 1976

(3) A By-Law to Authorize the Execution of an Agreement With De Leuw Cather Canada Limited (Traffic Study - N.I.P. Area - Increase Cost)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8833)
Clause 4, Report No. 52, 1976

(4) A By-Law to Amend By-Law No. 8109, "A By-Law to Provide for the Licensing, Regulating and Governing of Lodging Houses in the City of Kingston" (Revisions to Provide for Reference of Ontario Building Code, Zoning By-Law, Property Standards By-Law; Change in Term of License; Delete Reference to Planning Director)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8834)
Clause 3, Report No. 53, 1976

(5) A By-Law to Amend By-Law No. 21, "A By-Law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chamber" (Prohibition of Alcoholic Beverages, Smoking and Dancing in Memorial Hall and Related Area)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8835)
Clause 7, Report No. 55, 1976

WITHDRAWN

BY-LAWS (cont'd)

(6) A By-Law to Authorize the Execution of an Agreement With Kingston Olympic Public Events Committee (K.O.P.E.C.) (Accounting Services)

(FIRST AND SECOND READING) (PROPOSED NO. 8836)
Clause 3(A), Report No. 56, 1976

(7) A By-Law to Authorize the Execution of an Agreement With Kingston Community Ballet Association (Lease: 4,000 Square Feet - J.K. Tett Creativity Centre - 370 King Street West)

(FIRST AND SECOND READING) (PROPOSED NO. 8837)
Clause 10, Report No. 56, 1976

(9) A By-Law to Amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employement of Employees of the Corporation of the City of Kingston" (Revise Schedule #2: 1976 Agreement, Local 141, C.U.P.E.)

(THREE READINGS) (PROPOSED NO, 8838)
Clause 3, Report No. 30, 1976

(10) A By-Law to Authorize an Application to the County Judge for an Injunction to Restrict the Erection of a Fence Across the 15 Foot Laneway at the Rear of 139 Stephen Street

(THREE READINGS) (PROPOSED NO. 8839)
Clause 1, Report No. 53, 1976

CARRIED AS AMENDED

(11) A By-Law to Establish a Board of Management for the Kingston Downtown Improvement Area as Extended

(THREE READINGS) (PROPOSED NO. 8840)
Clause 17, Report No. 56, 1976

(12) A By-Law to Authorize the Acquisition of Land from Queen's University at at Kingston (Sir John A. Macdonald Boulevard Widening)

(THIRD READING) (PROPOSED NO. 8530)
Clause 17, Report No. 83, 1975

(13) A By-Law to Authorize the Acquisition of Land from Qayne Gay, Trustee (Easement: Former C.N.R. Right-Of-Way)

(THIRD READING) (PROPOSED NO. 8808)
Clause 35(B), Report No. 45, 1976

(14) A By-Law to Amend By-Law No. 8438, "A By-Law to Adopt a Redevelopment Plan for the City of Kingston N.I.P. Redevelopment Area" (Delete Improvements to Interiors of Robert Meek and Central Public Schools; Delete Provision for Acquisition of 126-127-129-131 Montreal Street)

(THIRD READING) (PROPOSED NO. 8824)
Clauses 4 & 6, Report No. 46, 1976

BY-LAWS (cont'd)

(15) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.1 Acre West Side of Montreal Street South of Hickson Avenue from M6 to M7)

(THIRD READING) (PROPOSED NO. 8825)
Clause 8, Report No. 46, 1976

(16) A By-Law to Authorize the Execution of an Agreement With Bennett Paving and Materials Limited (Contract No. 76-2W - Reconstruction of and Asphalt Overlay on Certain Pavements)

(THIRD READING) (PROPOSED NO. 8826)
Clause 2, Report No. 48, 1976

(17) A By-Law to Confirm the Proceedings of Council at its Meeting Held on the 10th Day of May, 1976

(THREE READINGS) (PROPOSED NO. 8841)
City Council Meeting No. 12

(18) A By-Law to Authorize the Acquisition of 42 York Street From the Estate of Alice M. Smallridge

(THIRD READING) (PROPOSED NO. 8807)
Clause 32, Report No. 45, 1976

(19) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Parking Stickers - City Employees)

(THREE READINGS) (PROPOSED NO. 8842)
Clause 12, Report No. 56, 1976

(20) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 17, Report No. 51)

(THREE READINGS) (PROPOSED NO. 8843)
Clause 17, Report No. 51, 1976

MOTIONS

(1) Moved by Ald. Mackenzie,
Seconded by Ald. Matthews,

That the congratulations of Council be extended to Mrs. Irene Mooney on her appointment to the Commission on the Reform of Property Taxation in Ontario.

CARRIED

(2) Moved by Ald. Keyes,
Seconded by Ald. Keenleyside,

That the sympathy of Council be extended to the family of the late Alfred Webb, father of Alderman George Webb.

CARRIED

(3) Moved by Ald. Allmark,
Seconded by Ald. Breen,

That Council do now adjourn.

CARRIED

Council adjourned at 11:45 p.m.

(L.S.)

(signed) *T.J. McKibbin,*
Clerk-Comptroller.

(signed) *George N. Speal,*
Mayor.

✓

CITY COUNCIL MEETING NO. 13

The Regular Meeting of City Council Will Be Held in the Council Chamber at City Hall on Tuesday, May 25, 1976, at 8:00 P.M.

ROLL CALL

TABLING OF DOCUMENTS

(12) *Auditor's Report and Financial Statement of Rideaucrest Home for the Aged of the City of Kingston for the year 1975.*

COMMUNICATIONS

To Be Filed

(308) From Flora MacDonald, M.P., Kingston and The Islands, stating:

> *"I would like to thank the members of the Council very much for their resolution and kind remarks regarding my leadership campaign.*
>
> *It was such a great help knowing that "hometown folk" were so strongly behind me."*

(309) Copy of the 83rd Annual Report of the Children's Aid Society of the City of Kingston and County of Frontenac for the year 1975.

(310) Copy of booklet entitled *Urban Prospects - Hindsight on the Future* by John Kettle and published by the Ministry of State and Urban Affairs, Canada.

(311) From Wanda and Peter Jeffrey, residents of Kingston for the past four years, commenting how much they have enjoyed their stay in Kingston and expressing their regret for having to leave such a "unique, beautiful and friendly city".

(312) From The United Way of Kingston and District thanking Council for allowing the organization to use Memorial Hall and the Elizabeth II Room on Wednesday, May 12, 1976, free of charge.

(313) Copy of *Current Topics* issued by the Association of Major Power Consumers in Ontario, in the interests of equitable energy rates and suggesting there is a need for "less confrontation, more co-operation".

(314) From Brigadier General W.W. Turner, Royal Military College, Kingston, thanking the members of Council for the great honour extended to the College on May 8th by granting them the Freedom of the City, and in presenting the College with the City flag and the Coat of Arms of the City of Kingston.

(315) From the Chairman of the OVCAM Conference (Ontario Volunteer Committees of Art Museums) thanking Council for providing City Hall Key Chains for distribution at their conference and expressing appreciation for the speech made by Ald. Miller to the opening session on May 5th.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(316) Copy of *Notes on Agriculture* published by the University of Guelph reporting on the turf industry in Ontario.

(317) From the Canadian Council on Social Development enclosing a copy of *"Statement on Retirement Policies"*, a follow up to the recent report issued by its Board of Governors entitled *"How Much Choice? Retirement Policies in Canada.*

(318) Copies of *Background* dated May 7, 1976, from the Honourable W. Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(319) From the Ministry of Transportation and Communication notifying of the approval of the 1976 subsidy allocation for Kingston in the amount of $354,100.00 for Transit Operating Deficit.

(320) From the Ministry of Transportation and Communications notifying of the approval of a 1976 subsidy allocation for Kingston in the amount of $125,722.00 for the Capital Asset Assistance Program and that this subsidy has been allocated specifically for the purchase of three Urban Transit Coaches, stating further that expenditures which produce a subsidy requirement in excess of this amount will not be eligible for consideration in 1976 unless an additional allocation has been approved by the Minister.

(321) From D.L. Hardtman, Q.C., City Solicitor, reporting on the Ontario Municipal Board Hearing held May 5, 1976, concerning the construction of a concrete sidewalk on the east side of Portsmouth Avenue from Phillips Street to Fairview Road and notifying that the Panel Chairman, Mr. F.G. Blake, had reserved the Decision.

(322) Copy of a letter from G.C. Simmons, Manager, Canada Manpower Centre, to Mrs. Stella Buck, commenting on the success of the CMC/Welfare Liaison Activity Project; complimenting Mrs. Buck on her selection of a representative on the Project, Mrs. Margaret Row, and thanking her for the personal interest and initiative shown in helping to make the project work.

(323) From the Council of Drama in Education thanking Council for the donation made toward the wine and cheese party held for the delegates attending the 6th Annual Conference which was held in Kingston on May 14, 15 and 16.

(324) From Mrs. D.F. MacDermain notifying of her appointment as Acting University Archivist at Queen's University Archives, until such time as a successor to Ian Wilson has been appointed, advising that she may be contacted should the City require information or material from the City's Archives at Queen's University.

To Be Referred to the Community Services Committee

(325) From the Corporation of the City of Windsor requesting that Council endorse their following resolution:

> *"WHEREAS a severe snowstorm caused serious disruption in the conduct of the municipal election held on Monday, December 2, 1974, in Windsor; and*
>
> *WHEREAS, because of the storm, a number of polling places in the City did not open or opened late, resulting in those polling places opening again on the following day under the provisions of Section 67 of The Municipal Elections Act; and*

COMMUNICATIONS (cont'd)

To Be Referred to the Community Services Committee (cont'd)

(325) (cont'd)

WHEREAS an action was taken in the County Court to invalidate the election, which was unsuccessful but which focused attention on the inadequacies of the provisions of The Municipal Elections Act, and particularly, Section 67, which reads as follows:

> *"67. If by reason of riot or other emergency the voting at a polling place is not commenced on the proper day or is interrupted after being commenced and before the lawful closing thereof, the clerk or deputy returning officer, as the case may be, shall hold or resume the polling on the following day at 11 o'clock in the forenoon and continue the same from day to day, until the poll has been opened without interruption and with free access to voters for nine hours in all. 1972, c.95, s. 67"; and*

WHEREAS there should be provision for postponing an election in instances of extreme emergencies;

THEREFORE BE IT RESOLVED that Section 67 of The Municipal Elections Act be rewritten to provide for the following:

Proposed Amendments to Section 67

1. (a) *That the words "riot or other" be deleted so as to give a broader meaning to the word "emergency".*

(b) *That the late opening of polling places be specifically dealt with in this section, as well as situations where "voting at a polling place is not commenced on the proper day or is interrupted after being commenced".*

(c) *That the section be reworded to make it clear that only the Clerk or his appointed assistant shall decide whether to "...hold or resume the polling on the following day...".*

(d) *That the Clerk be made responsible for deciding that an emergency exists for purposes of this section.*

(e) *That the words "free access" be clarified.*

(f) *That in order to reduce or eliminate the need to resume polling on a second day when an interruption occurs in voting on polling day, the Clerk be authorized to extend the voting time at the polls where interruptions have occurred for up to two hours to provide 9 hours of polling.*

(g) *That where polls are required to reopen a second or subsequent day because of an interruption in voting in excess of two hours, such polls shall be opened during the same period as the interruption occurred the previous day, until the poll has been opened for nine hours in all.*

COMMUNICATIONS (cont'd)

To Be Referred to the Community Services Committee (cont'd)

(325) (cont'd)

1. *(cont'd)*

(h) *That the Clerk be authorized to permit a Deputy Returning Officer to retain possession of the ballot box during the period of an interruption in polling, and until polling has resumed, if in the opinion of the Clerk it is impractical to return the box to the Clerk, and that procedures be instituted to provide safeguards for the ballot box and contents during such periods.*

(i) *That the Clerk be authorized to direct Deputy Returning Officers to delay the counting of votes until the close of the final poll and to designate a common or central location for the counting of the votes in the event an interruption in polling requires that polls be opened a second or subsequent day or days.*

2. *That a new section be added to The Municipal Elections Act to empower and require a judge of a County or District Court, on application by a municipal clerk, to postpone an election should conditions in the municipality be such as, in his opinion, warrant such action.*

3. *That a new section be enacted to prohibit a candidate from acting as a Deputy Returning Officer, Poll Clerk or Election Assistant.*

4. *That Section 64(7) of The Municipal Elections Act be amended to provide for a Deputy Returning Officer to use the same ballot box and poll book for the second or subsequent day of an advance poll.*

5. *That Section 65 of The Municipal Elections Act be amended to broaden the categories of electors who may vote by proxy to include the handicapped and electors absent on vacation or on business.*

6. *That The Municipal Elections Act be amended to remove any doubt that handicapped electors may vote at advance polls."*

(326) From Keith C. Norton, Parliamentary Assistant to the Treasurer of Ontario, acknowledging receipt of Council's request for legislation to permit municipalities to charge fees for zoning by-law and official plan amendments; enclosing a copy of a discussion paper concerning municipal fees which will be a basis for consideration at the next P.M.L.C. meeting, and stating that when issues surrounding the matter are clarified such requests for new fees can and will be dealt with more effectively, noting that Kingston's request is under consideration.

To Be Referred to the Parks and Recreation Committee

(327) From CORTS (Canada-Ontario-Rideau-Trent-Severn) Advisory Committee enclosing a copy of their 1975-1976 Annual Report and a list of members representing the various sectors of the corridor.

COMMUNICATIONS (cont'd)

To Be Referred to the Housing Sub-Committee

(328) Copy of Remarks made by Jean-Robert Gauthier, M.P., Parliamentary Secretary to the Honourable Barney Danson, Minister of State for Urban Affairs, to the Canadian Association of Housing and Renewal Officials in Edmonton, Alberta, on Tuesday, May 4, 1976.

(329) Copy of *Housing Ontario* dated March/April, 1976, issued by the Ministry of Housing, Communications Branch.

To Be Referred to the City of Kingston Planning Board and the Housing Sub-Committee

(330) From the Corporation of the City of Stratford requesting that Council endorse their following resolution:

> *"WHEREAS Ontario Housing Corporation rent-geared-to-income housing units come under Provincial rent controls;*
>
> *AND WHEREAS the rent for these units is based on the family income of the tenants;*
>
> *AND WHEREAS an increase in the tenant's income or a change of occupancy with a higher income would result in a rent increase based on the Ontario Housing Corporation rent schedule;*
>
> *AND WHEREAS, with the provincial rent control legislation limiting any rent increase to 8%, the rent-geared-to-income schedule can not be properly applied;*
>
> *NOW THEREFORE be it Resolved that the Ministry of Housing be requested to remove the Ontario Housing Corporation Rent-Geared-to-Income Housing from the provisions of the rent control guidelines."*

To Be Referred to the City of Kingston Planning Board and the Finance and Accounts Committee

(331) From the Ontario Ministry of Treasury, Economics and Intergovernmental Affairs, enclosing copies of *Ontario's Future: Trends & Options* and *Toronto-Centred Region Program Statement.*

To Be Referred to the Finance and Accounts Committee

(332) From the Ontario Ministry of Treasury, Economics and Intergovernmental Affairs, enclosing a copy of the 1976 Ontario Budget Paper entitled *Reform of Property Taxation in Ontario.*

(Copies have been distributed to all members of Council.)

(333) Copy of Remarks made by The Honourable Darcy McKeough, Treasurer of Ontario, to the Institute of Municipal Assessors of Ontario in Niagara Falls, Ontario, Friday, May 7, 1976.

CITY COUNCIL [illegible]

COMMUNICATIONS (Cont'd)

To Be Referred [illegible]

[illegible]

[illegible]

To Be Referred [illegible]

[illegible]

[illegible]

To Be Referred [illegible]

[illegible]

[illegible]

COMMUNICATIONS (cont'd)

To Be Referred to the Finance and Accounts Committee (cont'd)

(334) From the Township of Hope requesting that Council endorse their following resolution:

> *"WHEREAS the reassessment to market value has been delayed for at least one more year;*
>
> *AND WHEREAS the Equalization Factors for the Ministry of Revenue and the Ministry of Education have been frozen since 1970 for the Ministry of Revenue and at least four years for the Ministry of Education;*
>
> *AND WHEREAS these Equalization Factors are being used in 1976 for equalizing assessments for School Board Levies, County Levies and in the formula when calculating the Resource Equalization Grant;*
>
> *NOW THEREFORE the Council for the Township of Hope resolve as follows:*
>
> 1. *THAT the Equalization Factors compiled by the Ministry of Revenue and the Ministry of Education are outdated and unfair in 1976;*
> 2. *THAT if the Equalization Factor must be used that it at least be an up to date factor;*
> 3. *THAT the Ministry of Revenue and the Ministry of Education take action to ensure that all Equalization Factors are brought up to date by at least January 1977."*

PETITIONS

REPORTS

REPORT NO. 57

May 11, 1976

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS Mr. D. McCann has made application to amend the Official Plan and Zoning By-Law No. 8499 with respect to an approximately 0.24 acre parcel of land located at the southwest corner of Johnson and Aberdeen Streets in order to permit the erection of two duplexes with reduced lot area requirements; and

   WHEREAS the proposed development is considered suitable for the area; and

   WHEREAS the density of proposed development would be moderately higher than that which the Official Plan permits for uses other than special education or medical uses and associated organizations;

   THEREFORE BE IT RESOLVED that a by-law be presented to Council as follows:

   (1) to amend the Official Plan by adding as Section 5 (71A) the following policy:

   > "Notwithstanding any policy to the contrary, on the approximately 0.24 acre parcel of land located at the southwest corner of Johnson and Aberdeen Streets, two duplexes may be erected."

   (2) to amend Zoning By-Law No. 8499 as follows:

      (a) by amending Zoning Map No. 30 so as to rezone the approximately 0.24 acre parcel of land located at the southwest corner of Johnson and Aberdeen Streets, as shown on a copy of Zoning Map No. 30 which is attached hereto as Schedule "A", from E (Special Education and Medical) to E.122.

      (b) by adding as Section 122 the following:

      > "112. On the approximately 0.24 acre parcel of land located at the southwest corner of Johnson and Aberdeen Streets and designated E.122 on a copy of Zoning Map No. 30 attached to and forming part of By-Law No. 8845 , as Schedule "A", two, two family dwellings may be erected, subject to the provisions of Zone A, except that the minimum lot area requirement shall be 2500 square feet per unit."

1. (cont'd)

AND BE IT FURTHER RESOLVED that the amendment to By-Law 8499 be conditional upon the applicant entering into the City's Standard Site Plan Agreement with respect to the subject property and agreeing to provide separate sewer connections to Johnson Street and Aberdeen Street for each building.

2. That Council does hereby certify that By-Law No. 8845 , a By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone 0.24 acre south west corner of Johnson and Aberdeen Streets from E (Special Education and Medical) to E.122) is in conformity with Official Plan Amendment No. 83 which has not yet been approved by the Minister.

3. WHEREAS application has been made by Headway Corporation Ltd. to amend By-Law No. 8499 with respect to an approximately 9.5 acre parcel of land located west of Compton Street, north of Weller Avenue, in order to permit a development consisting of 267 dwelling units in three buildings six storeys high (instead of a development consisting of 380 units in two 16-storey buildings as presently provided for under the existing zoning); and

WHEREAS the proposed development is considered to be acceptable for the area;

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston," by deleting Section 65(a)1.(e), which reads as follows:

> "Block B shall be modified to permit high density development to a maximum of 380 dwelling units in two buildings, each of which is to have a maximum height of 16 storeys,"

and substituting therefore the following as Section 65(a)1.(e):

> "Block B shall be modified as follows:
>
> (i) to permit a maximum of 267 dwelling units in three buildings, each of which is to have a maximum height of 6 storeys;
>
> (ii) to provide that off-street parking facilities may be located anywhere on the lot except that no parking space may be located within 100 feet of a street line."

AND BE IT FURTHER RESOLVED that this amendment be conditional upon the applicant consenting, in a form satisfactory to the City, to the erection of a fence around part of the former Weller Avenue quarry, as shown on the Plan of Survey, showing the location of a fence on Block B.1, Reg. Plan 1592, City of Kingston, as prepared by Allen R. Burgham, O.L.S., dated Feb. 9, 1976.

4. That Council does hereby certify that By-Law No. 8846 "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Revise Exception to the Various Zone Classifications - Lands North of Weller Avenue and West of Wilson Street)," is in conformity with the Official Plan approved and in force in the City of Kingston.

5. WHEREAS Amendment No. 78 to the Official Plan was adopted by Council on July 28, 1975 and referred to the Minister of Housing for approval; and

WHEREAS the Minister has reviewed the proposed amendment and by letters dated April 6 and 9, 1976 has submitted a number of comments for consideration prior to its approval; and

WHEREAS Planning Board has reviewed these comments;

THEREFORE BE IT RESOLVED that Council endorse the following changes to Amendment No. 78 to the Official Plan as originally adopted:

1. Part B, Section 7 (Page 5) - that the replaced working for Section 4 (82) be modified by deleting the term "O.W.R.C." and replacing it with the words "Ministry of the Environment".

2. Part B, Section 10, (Page 6) - that the replaced wording for Section 4 (96) be modified to read as follows:

   "As an addition to conventional zoning, Development Control permits control of the details of the development and use of land, subject to conformity with Official Plan Policies applicable to a specific site. Specific site design characteristics and standards are unique to each site and project. (96)

3. Part B, Section 21, (Page 10) - that the new Section 5 (58A) be modified to read as follows:

   "Urban and Transient Commerce may be allowed in the area of the intersection of Division Street and the Expressway on the basis of an integrated or comprehensive land assembly." (58A)

4. Part B, Section 21, (Page 10) - that the new Section 5 (58B) be modified to read as follows:

   "The extension or enlargement of the land, buildings, or structures of non-conforming commercial or service establishments may be permitted, provided they meet the requirements of Schedule 'E' of the Official Plan. Such extension or enlargement may be permitted through a by-law amendment or where appropriate, by a decision of the Committee of Adjustment." (58B)

5. (cont'd)

5. Part B, Section 20, (Page 9) - that the new Section 5 (54A) be modified to read as follows:

> "Notwithstanding any other policies applicable to Specific Area No. 4 and subject to the medium density policies of this plan, the two 10-unit structures on the 0.8± acre site at the southeast intersection of Thomas and Cowdy Streets shall be deemed to conform to this plan provided that the dwelling units within them are sold individually under the Condominium Act." (54A)

6. Part B, Section 26, (Page 12) - that the new Section 5 (86A) be modified to read as follows:

> "The Recreation, Parks and Open Spaces designation, where it has been applied within Specific Area No. 14 shall be construed as the ultimate desired land use. Until such time as these areas may be converted to this use all areas so designated shall be zoned for the uses existing at the time of approval of Amendment No. 78" (86A)

7. Part B, Section 27, Areas 16, 31 and 34, (Pages 14 and 15), Section 28, Area 10, (Page 16), Section A-1 and A-2.

   a) that the references to Areas 16 and 31 (Section 27) be deleted in their entirety from the text of the amendment and from Schedule A-1 to the amendment.

   b) that the reference to Area 10 (Section 28) be deleted in its entirety from the text of the amendment and from Schedule A-2 to the amendment.

   c) that the extent of Area 34 as shown on schedule A-1 to the amendment be reduced to include only that portion of Area 34 which lies between the Recreation, Parks and Open Spaces designation on Amendment No. 79 and the Commercial designation on Amendment No. 59.

8. Part B, Section 28, Area 15, (Schedule A-2) - that the extent of Area 15 as shown on Schedule A-2 to the amendment be reduced so as to only apply to the entrance to Municipal Golf Course (i.e. as shown designated Recreation, Parks and Open Spaces on Schedule A-1 to Amendment No. 59).

9. Part B, Section 29, (Page 17) - that Section 29 be modified to read as follows:

> "29. Schedule A-3 'Areas of Potential Population Increase' is deleted in its entirety and replaced with Schedule A-3 attached to this amendment."

NOTE: In adopting this proposed modification it is understood that Schedule A-3, as originally attached to Amendment No. 78, is to be replaced (for approval purposes) with an identical map drawn to a scale of 1 inch to 600 feet.

5. (cont'd)

10. Part B, Section 30, (Page 17) - that Section 30 be modified to read as follows:

"30. Schedule A-4 'Municipal Boundaries' is deleted in its entirety and replaced with Schedule A-4 attached to this amendment."

11. Part B, Section 31(a), Page 17)

a) that the replaced wording for Schedule D, Area K be modified by being deleted in its entirety and replaced with the following:

"Area K- High Density throughout."

b) that a new Section 31 (e) be added to Part B of Amendment No. 78 by Ministerial modification, which shall read in full as follows:

"(e) Policies for a new Area of Potential Population Increase '0' are added as follows:
'Area 0 - Medium Density throughout."

c) that Schedule A-3 as attached to Amendment No. 78 is modified by deleting the areas showing in black on Schedule 1 to this resolution, from Area K and by placing them within a new Area of Potential Population Increase "0".

6. WHEREAS By-Law No. 8728, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone Parcels of Land Located West of Montreal Street and South of Railway Street to Include Permitted Uses of Storage, Warehousing, Distribution, Fabrication and Otherwise Processing of New Steel)," has been given three readings by Council and notice has been sent to the affected property owners; and

WHEREAS three letters of objection to this by-law have subsequently been received and considered by Planning Board; and

WHEREAS Planning Board has re-affirmed its decision approving the zone change:

THEREFORE BE IT RESOLVED that Council re-affirm its decision of January 26, 1976 as contained in Clause 11, Section (1), Report No. 7.

7. WHEREAS By-Law No. 8735, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone Land Located South of Counter Street West of Sir John A. Macdonald Boulevard from A2 Residential to A5 Residential)," has been given three readings by Council and notice has been sent to the affected property owners; and

WHEREAS five letters of objection to this by-law have been subsequently received and considered by Planning Board; and

WHEREAS Planning Board has re-affirmed its decision approving the zone change:

THEREFORE BE IT RESOLVED that Council re-affirm its decision of January 26, 1976 as contained in Clause 11, Section (8), Report No. 7.

8. That the account of Ontario Housing Corporation in the amount of $80,556.61 representing the City's share of the operating deficit (7½%) for rent-geared to-income housing units for 1975 be approved for payment.

9. That the account of N.J. Pollitt Ltd. in the amount of $1,550 for demolition of 3 Millers Lane and 86, 88, 90, 90½ York Street be approved for payment.

10. That the account of N.J. Pollitt Ltd. in the amount of $3,900.00 for demolition of 138-140 Rideau Street be approved for payment, less 15% holdback for boundary fences. 3900-(3900 x 15%) = $3,315.00.

11. That drawing No. A-1 - Landscaping Plan - dated April 8, 1976 (revised May 3, 1976), prepared by Maclennan and Associates Architects, as considered by Planning Board on May 11, 1976, showing landscaping plans for Homestead Landholdings Ltd. with respect to construction of their subdivision on a 15.68 acre site between Nickle Avenue and Johnson Street, be approved.

Respectfully submitted,

CHAIRMAN.

Planning Board May Present the following:

12. WHEREAS application has been filed by Mario GENCARELLI to amend Zoning By-Law 8499 for the property at 209 Nelson Street, part lot 553, Registered Plan A-12, from A Residential to C Commercial, and to allow reduced parking requirements on this property for a proposed restaurant in the adjacent Commercial zone at the northeast corner of Nelson and Princess Streets, and

WHEREAS provision for expansion of commercial establishments located along Princess Street (Specific Area #2) is provided for in the Official Plan if sufficient buffering is provided, and

WHEREAS buffering in the form of fences, walls or landscaping can be provided under development control, and

WHEREAS, although parking proposed by the applicant does not meet by-law standards, it is a substantial improvement over the existing situation in which the existing uses are non-conforming with respect to parking regulations because no parking is supplied;

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend Zoning By-Law 8499 as follows:

12. (cont'd)

(1) by amending Zoning Map No. 19 so as to:

(a) rezone the approximately 0.10 acre parcel of land located on the east side of Nelson St. north of Princess St. as shown on a copy of Zoning Map No. 19 which is attached hereto as Schedule 'A', from A (one and two family residential) to A.123 (one and two family residential).

(b) rezone the approximately 0.08 acre parcel of land located at the north-east corner of Princess and Nelson Streets as shown on copy of Zoning Map No. 19 which is attached hereto as Schedule 'A', from C (commercial) to C.123 (commercial).

(2) by adding as section 123 the following:

"123. (a) on the approximately 0.10 acre parcel of land located on the east side of Nelson St. north of Princess St. and designated A.123 on Zoning Map No. 19 attached to and forming part of By-Law___________as Schedule 'A',

(i) a minimum of ten parking spaces may be permitted in exclusive association with a restaurant (other than a drive in or take out delivery type restaurant) located on the adjacent parcel of land designated C.123 on Zoning Map No. 19.

(ii) the parking area referred to in section 123 (a) (i) shall be buffered with a wall or fence along the north and east boundaries.

(iii) the parking area referred to in section 123 (a) (i) shall be subject to the regulations of Development Control as set out in section 5.30 (a), (b), and (d).

(b) on the approximately 0.08 acre parcel of land located at the north east corner of Princess and Nelson Streets and designated C123 on Zoning Map No. 19 attached to and forming part of By-Law___________as Schedule 'A', a restaurant (other than a drive in or take out delivery type restaurant) may be established, subject to at least ten parking spaces being located on the adjacent parcel of land designated A.123 on Zoning Map No. 19. The restaurant shall be subject to the regulations of Development Control as set out in section 5.30 (a), (b), and (d).

13. That Council does hereby certify that By-Law No._______, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone property on Nelson and Princess Streets from A to A.123 and from C to C.123) is in conformity with the Official Plan approved and in force in the City of Kingston.

REPORT NO. 58

To The Mayor and Aldermen May 12, 1976

The Transportation Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law 24 (Traffic), and By-Law 495 (Meters), to provide that the present no parking regulations in effect from 10:00 to 11:00 a.m. and 2:00 to 3:00 p.m., be removed from the south side of Bagot Street, from 122 feet east of Lower Union Street, easterly 44 feet; and that 2 hour time limit, 20¢ per hour parking meters be installed to replace the present regulations.

2. That notwithstanding the provisions of By-Law 10, the Homecoming Committee of Queen's University be permitted to hold their annual parade, of which the theme is "The Wild, Wild West" on Saturday, October 16, 1976 at 11:00 a.m.

   Note: The proposed route is to commence behind Victoria Hall, proceed to Queen's Crescent, University Avenue, Union Street, Division Street, William Street, University Avenue, Union Street and from there directly to Richardson Stadium for the Homecoming Football Game.

3. That notwithstanding the provisions of By-Law 10, Section 56, the Inn of Shoes be permitted to paint a logo in front of the store at 231 Princess Street.

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that a loading zone be established on the west side of Ontario Street, 135 feet south of William Street, southerly 40 feet, between the hours of 8:00 a.m. and 6:00 p.m.

5. That By-Law 10 (A By-Law Respecting Streets) be amended to provide that notwithstanding the provisions of By-Law 10, the definition of a "boulevard" be amended to read as follows:

   > "Boulevard" means all such parts of the street allowance in the City of Kingston between the curb or edge of the roadway and the street line, including shoulders and medians, and excluding ungrassed shoulders up to six feet from the edge of the pavement.

6. That notwithstanding the provisions of By-Law 10, the Independent Order of Oddfellows be permitted to hold a parade from the Oddfellows' Temple at 394 Princess Street to the Princess Street United Church on May 30th, 1976.

   Note: The Police Department will be providing an escort.

7. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that 30 minute parking be established on the east side of Macdonnell Street, 220 feet north of North Bartlett Street, northerly 25 feet, between the hours of 9:00 a.m. and 6:00 p.m.

   Note: At the present time, parking is prohibited between the hours of 10:00-11:00 a.m. and 2:00-3:00 p.m.

8. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that left turns in and out of the Liquor Store on Princess Street at the old Traffic Circle location, be prohibited at all times.

9. That the account of L.F.E. Canada Limited, in the amount of $576.91, for pedestrian signs and pushbutton, be approved for payment.

Respectfully Submitted,

Chairman

REPORT NO. 59

May 13th 1976.

TO THE MAYOR AND ALDERMEN:

The Community Services Committee reports and recommends as follows:

1. That the agreement between the Corporation of the City of Kingston and The Victorian Order of Nurses, Eastern Lake Ontario Branch, be amended on third reading, to provide for the payment of $10.35 per visit for the year 1976.

NOTE: The Agreement had provided for a rate of $10.75 per visit but the Ministry of Health subsequently set a rate of $10.35 per visit for the year 1976.

2. That the action of the Committee in approving a change in the date of the tag day of the Kingston Grenadiers from May 29th to May 22nd be ratified and confirmed.

NOTE: This change conforms with the Tag Day By-Law.

3. That, as recommended by the Gasoline Advisory Committee, a by-law be presented to Council to amend Schedules "A", "B", and "C" of By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours", as follows:

DELETE FROM SCHEDULES A AND B:

From Series "A"	West End Motors (Fina), 772 Princess Street.
	Goodyear Service Store (Shell), 145 Clergy Street.
	H.Uhrig's Texaco, 783 Division Street.
From Series "B"	Cushing Shell, 285 Ontario Street.
	Sunoco Services, 321 Bath Road.
From Series "E"	Woodard Shell, 296 Princess Street
	Joe Uhrig's B.P., 580 Division Street.

ADD TO SCHEDULES A & B:

To Series "B"	Ontario/Queen Shell, 285 Ontario Street.
To Series "E"	H. Uhrig's Texaco, 783 Division Street.
	Goodyear Service Stores (Shell), 145 Clergy Street.

DELETE FROM SCHEDULE C:

From Series B"	Sunoco Service, 321 Bath Road.

3. (cont'd).

and further that the 1976/7 Gasoline Service Station Schedules as amended be approved.

4. That as a recent increase in the price of butter has been set by the Canadian Dairy Commission approval be given to the payment of these new prices effective April 14th 1976.

NOTE: The Tender for food at Rideaucrest Home was approved by Council at the meeting of March 22nd 1976 for the months of April, May and June and the above prices were subject to Canadian Dairy Commission changes.

Tender Price	New Price
Butter - 1 lb. $1.09	$1.14
Reddies - $17.15 a case	$17.80

Respectfully submitted,

CHAIRMAN.

Parks and Recreation Report No.60

May 13, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the Portsmouth Olympic Site be officially named "Portsmouth Olympic Harbour".

2. That the tender of Spramotor Ltd., to supply one new Jacobsen 7 gang mower-tractor, at a cost of $17,595.00 less trade allowance of $1800.00 for the Corporation's Worthington mower equipment less the tractor unit, for a net total of $16,900.65, tax included price, be accepted, being the lower tender received.

Respectfully submitted,

Chairman

REPORT NO. 61

To the Mayor and Aldermen: May 19th, 1976.

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by Zagrodney Engineering, the tender of K. R. McGowan Electric Limited for supply of all materials, plant and labour necessary for the proper completion of Security Lighting - Olympic Village and Jury Accommodation, at a cost of $6,450.00, being the lowest tender, be accepted and that funds be provided from the Olympic Capital Budget - Security Fencing.

Note: Other tenders were:

J.S. Electric Limited	$8,935.00
R.E. Ferguson	$7,108.00
Industrial Electrical Contractors Ltd.	$7,900.00

2. That, since the Agreement with Gore and Storrie Ltd., Consulting Engineers, dated April 22, 1974 (Appendix "A" to By-Law No. 7997) (North End Pumping Station Improvements), provides for design, general engineering supervision and resident engineer if required at a total maximum fee of $40,000.00, and since their costs will exceed this amount because of the necessity to accept a less elaborate scheme after the work was well along on the original scheme, the Agreement be amended to increase the maximum fee from $40,000.00 to $53,000.00, excluding the services of a resident engineer.

3. That, since neither the lowest bidder nor the second lowest bidder is able to deliver carpeting for the restaurant area at the Olympic Site, Clause 15 of Report No. 56 (May 10, 1976) be rescinded, and the new tender of Discount Carpet Sales in the amount of $5,829.00, being the lowest tender, as recommended by the Architects Consortium, be accepted for the supply and installation of the following carpet to the restaurant area to the extent indicated on Drawing A4 and according to the specifications:

Ultra Tone II by Kraus
Colour: J4230 Golden Nutria
28 oz. pile weight, 100% nylon
66.5 oz. per sq. yd. total carpet weight
installed as a direct glue down application
as per the specification

Note: Other tenders were:

Home Improvements	$6,015.00
Alexanian Contracting Ltd.	$6,050.00
Kingston Roofing & Flooring Co. Ltd.	$6,596.00

4. That, as recommended by Zogrodney Engineering, the tender of K. R. McGowan Electric Limited for supply, installation and removal of 12 - 500W Quartz Fixtures mounted on existing 4 poles, complete with circuits controlled by Breakers from the existing Power Centre, at a cost of $1,725.00, being the lower tender, be accepted and that funds be provided from the Olympic Capital Budget.

Note: Other tender was:

R. E. Ferguson Ltd.	$2,432.00

5. That a grant of $2,500.00, which is to be understood as a one-time grant, be made to the Kingston Minor Hockey Council, and that payment is to be made when the Council has settled its outstanding accounts with the City for ice rental, and further that the Parks and Recreation Department and the Community Centre Board be notified that it is City policy to require organizations that use the community centres to pay rental fees in advance.

6. That the lease between the City of Kingston and William James Coyle, dated October 13th, 1964, for 150 ft. of waterfront, being Lot 8 and Part of Lot 9, Registered Plan 525, be renewed at a rate of $ per annum, plus taxes, for a term of 5 years(?).

7. WHEREAS the Province desires to encourage municipalities to develop land to produce medium-density housing of a modest size;

AND WHEREAS, the Central Mortgage and Housing Corporation has established the Municipal Incentive Grant Program to provide a grant of $1,000 for each housing unit meeting the required criteria to Provincially-designated municipalities;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the City of Kingston hereby makes application to the Minister of Housing for a Certificate of Eligibility to enable this municipality to participate in the program; and agrees that funds received through this program shall be used to facilitate the production of housing,

AND FURTHER, an annual report shall be submitted on or before March 1 to the Minister of Housing on the expenditure of funds received under this program in the previous calendar years.,

AND FURTHER that all monies received for housing be placed in a reserve account.

Note: 3/4 vote of all council members required, i.e. 12

8. That the action of the Finance Committee in petitioning the Lieutenant Governor in Council as follows be approved, ratified and confirmed:

WHEREAS the decision of the Ontario Municipal Board dated April 28th, 1976, which dismissed the applications of the City of Kingston for approval of its Official Plan Amendment Number 74, its Restricted Area By-Law No. 8215 and for annexation to the City of certain land, located north of Highway No. 401 and east of Division Street, in the Township of Kingston (which annexation had been approved by the Council of the Township of Kingston in December 1973) to permit the construction of a major regional shopping centre;

AND WHEREAS the decision does not reflect the weight of evidence before the Board as to:

(a) the present need for a regional shopping centre and particularly for more retail food space, it being noted that there was evidence from witnesses for both sides that the Cadillac-Fairview Centre would be premature if built in 1978,

(b) the possible timing of the construction of the Cadillac-Fairview Centre,

(c) the provision of services for the Cadillac-Fairview site, especially the financing of the road improvements and the grade separation for the railway crossing on Gardiners Road, having regard for Provincial and Federal policies of financial restraint;

8. (cont'd)

AND WHEREAS the decision is in conflict with Provincial Government policy of protecting Central Business Districts by discouraging the location of regional shopping centres on the periphery of established urban areas where they would be more likely to act as a catalyst for other development and give rise to a new municipal centre that would adversely affect the downtown municipal centre;

AND WHEREAS the decision to reject the 401 site fails to take into account Provincial Government policy of encouraging immediate growth in the private sector to reduce unemployment, it being noted that a large department store has given a commitment to locate on the 401 site and construction would begin at an early date;

AND WHEREAS the Board has overlooked the need for a shopping centre in the north end of the City as expressed by citizens at the public meeting held on March 26th, 1974, and in the brief submitted to the Board by Mrs. Helen A. Henrikson on behalf of the Association of Women Electors of Kingston:

THEREFORE the Council of the Corporation of the City of Kingston, pursuant to Section 94(1) of The Ontario Municipal Board Act, hereby petitions the Lieutenant Governor in Council to vary the Board's decision and to approve the City's applications and the applications of Wilfried J. Studer, et al,

- or -

in the alternative to require the Board to hold a new hearing on the applications of the Corporation of the City of Kingston for an Official Plan change, a zone change, annexation; the applications of Wilfried J. Studer, et al, for an Official Plan Change, a zone change; the applications of the Township of Kingston for approval of an Official Plan change - Amendment No. 1 and approval of its Restricted Area By-Law 75-32, as more particularly set forth on the attached Schedule "A", it being understood that the City of Kingston proposes that the hearing will deal only with matters on the foregoing applications that relate to the points set forth herein and to any points contained in the petition of Campeau Corporation, it being noted that the Council of the Corporation of the City of Kingston supports the Campeau petition.

SCHEDULE "A"

APPLICATIONS TO BE HEARD, IN PART

The application by The Corporation of the City of Kingston for approval of proposed Amendment Number 74 to the Official Plan of the City of Kingston Planning Area on a reference to the Ontario Municipal Board by the Honourable the Minister of Housing

The application by The Corporation of the City of Kingston for approval of its Restricted Area By-Law 8215

The application by Wilfried J. Studer, Roman Wrzesnewskyj and Centrum Developments Inc. for approval of a proposed amendment to the Official Plan of the Township of Kingston Planning Area changing the designated use of certain lands comprising part of Lot 4, according to Registered Plan 68, from Rural to General Commercial, on a reference to the Ontario Municipal Board by the Honourable the Minister of Housing

8. (cont'd)

SCHEDULE "A" (cont'd)

The appeal by Wilfried J. Studer, Roman Wrzesnewskyj and Centrum Developments Inc. for an order directing an amendment to By-Law 749 of the Township of Kingston to change from "Rural Zone" to "Zone D - Commercial Zone" the permitted use of lands comprising part of Lot 4, according to Registered Plan 68, and part of Lot 9, Concession West of the Great Cataraqui River, to permit the construction of a major regional shopping centre

The application by The Corporation of the City of Kingston for annexation to the city of part of the Township of Kingston, in the County of Frontenac, described in By-Law 8098 of the applicant Corporation

The application by The Corporation of the Township of Kingston for approval of proposed Amendment Number 1 to the Official Plan of the Township of Kingston Planning Area, on a reference to the Ontario Municipal Board by the Honourable the Minister of Housing

- and -

The application by The Corporation of the Township of Kingstonfor approval of is Restricted Area By-Law 75-32

9. That Section 1 (c) of the Agreement between the City and Campeau Corporation, et al, dated September 22, 1975, and revised October 20, 1975, be amended by the addition of the following as Section 1 (c) (3):

> "That the City agrees to petition the Lieutenant Governor in Council pursuant to Section 94 (1) of The Ontario Municipal Board Act to vary the decision of the Ontario Municipal Board, dated April 28, 1976, which rejects the City's applications for Official Plan change, zone change and annexation, and to approve the City's applications ; or, in the alternative to hold a new hearing on the City's applications. Campeau agrees to deposit with the City a letter of credit in the sum of $22,000 being the estimated amount of the City's legal fees and disbursements prior to the hearing by the Lieutenant Governor in Council. The conditions of Section 1 (c) (1) with respect to additional payments by Campeau or refunds by the City shall apply."

10. That, as recommended by the Architects Consortium and as concurred in by the Director General Yachting, the following Change Order be ratified, with costs to be charged to the Olympic Capital Budget for "O.R.T.O.":

Emmons and Mitchell Construction Limited
(Extra to the Contract)

Change Order No. 7:

(1)	Credit for not completing drywall and ceiling - storage room		$175.00 Cr.
(2)	Credit for not painting drywall 29B storage room - 98 sq. yds. A $1.40 per sq. yd.		137.20 Cr.
(3)	Relamp and relens existing exit lights		150.00
(4)	Extra for thermostats		495.00
			$332.80
	10% overhead		33.28
			$366.08
(5)	Extra to caulk and seal existing skylights over offices	$168.00	
(6)	Extra to replace hinges, straighten door frames, repair panic set, install new closer to northwest exit door	155.00	
(7)	Extra to build temporary enclosure over sewage pumps	100.00	
		$423.00	
	15% overhead	63.45	$486.45
			$852.53

11. That Council levy a tax for 1976 in accordance with Section 304 of The Municipal Act on the following Universities, Colleges and Hospitals, at a rate of $50.00 for each full-time student enrolled or each Provincially rated bed with effect from July 1st, 1976:

Queen's University	10,410	students	@	$50.00	$520,500.
St. Lawrence College	1,490	"	"	"	74,500.
Psychiatric Hospital	505	beds	@	$50.00	25,250.
Hotel Dieu Hospital	281	"	"	"	14,050.
Kingston General Hospital	590	"	"	"	29,500.
Ongwanada Hospital	82	"	"	"	4,100.
St. Mary's of the Lake Hosp.	210	"	"	"	10,500.
L. S. Penrose Centre	142	"	"	"	7,100.
	13,710				$685,500.

12. That as recommended by the Parks and Recreation Committee, a lease agreement be entered into with Mr. W. Vivian to permit him to erect a 15' x 24' building adjoining the golf course for use as an ice cream parlour under the following conditions:

1. lease to be a separate lease to that for the miniature golf course and shall be for a period of ten years.

2. the City to receive during the first year of the ten year lease 10% of the gross sales.

3. the percentage to be paid to the City shall be subject to review prior to the commencement of each of the following nine years of the lease.

13. (A) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $310,010.85 for the construction of a divided highway on Sir John A. Macdonald Boulevard from 90 feet south of Johnson Street to King Street West, including

13. (A) (cont'd)

street lights in the centre boulevard (General Rate)

Work authorized by By-Law No. 7189 as amended by By-Law No. 8329 at estimated cost to City of $359,000.

Interest Rate - 10¼%
Term - 10 Years

(B) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $115,000.00 for the reconstruction of Bath Road to four lanes, with median strip, from City Limits easterly to 400 feet west of Queen Mary Road (General Rate)

Work authorized by By-Law No. 7200 as amended by By-Law No. 7877

Interest Rate - 10¼%
Term - 10 Years

(C) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $300,000.00 for extensions and improvements to the Water Distribution System of the City of Kingston

Work authorized by By-Law No. 7258 as amended by By-Law No. 8740

Interest Rate - 10¼%(1-10)
10½%(11-20)
Term - 20 Years

(D) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $52,000.00 for reconstruction of certain sidewalks (General Rate)

Work authorize by By-Law No. 8189 at an estimated cost of $60,000.

Interest Rate - 10¼%

(E) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $400,000.00 for extensions and improvements to the Water System of the City of Kingston

Work authorized by By-Law No. 8304

Interest Rate - 10¼%(1-10)
10½%(11-20)
Term - 20 Years

(F) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $200,000.00 for extensions and improvements to the electrical system of the City of Kingston

Work authorized by By-Law No. 8351

Interest Rate - 10¼%(1-10)
10½%(11-20)
Term - 20 Years

(G) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $50,000.00 for improvements to Lake Ontario Park

Work authorized by By-Law No. 8551

Interest Rate - 10¼%
Term - 20 Years

(H) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $100,000.00 for the installation of an Inter-Communication System for the Police Department of the City of Kingston

Work authorized by By-Law No. 8674

Interest Rate - 10¼%
Term - 5 Years

(I) That By-Law No. 8794, "A By-Law to Authorize the Borrowing Upon Debentures Towards the Cost of the Purchase of a King Deluxe 50 Foot Tele-Squrt Pumper" be amended on third reading to reduce the interest rate from 11% to 10¼%.

Term - 3 Years

13. (cont'd)

(J) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $1,146.63 for construction of new sidewalks

Work authorized by By-Law No. 8174 Interest Rate - 10¼%
Term - 10 Years

(K) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $11,664.97 for the reconstruction of sidewalks

Work authorized by By-Laws 8118, 8132 and 8161 Interest Rate - 10¼%
Term - 10 Years

(L) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $8,811.09 for construction of curbs, gutters and boulevards

Work authorized by By-Laws 8175 and 8062 Interest Rate - 10¼%
Term - 10 Years

(M) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $339,794.77 for construction of asphalt pavements

Work authorized by By-Laws 7457, 7602, 8116, 8063 and 8223 Interest Rate - 10¼%
Term - 10 Years

(N) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $25,002.01 for the construction of storm sewers

Work authorized by By-Law No. 8172 Interest Rate - 10¼%(1-10)
10½%(1-15)
Term - 15 Years

(O) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $100,435.68 for construction of watermains

Work authorized by By-Law No. 8064 Interest Rate - 10¼%(1-10)
10½%(11-15)

That a by-law be presented to Council to consolidate the following sums into one sum and provide for the borrowing thereof:

	Term in Years	Interest Rate	Amount
Sir John A. Macdonald Blvd.	1-10	10¼%	$ 310,010.85
Bath Road	1-10	10¼%	115,000.00
Water Distribution System	1-10	10¼%	
	11-20	10½%	300,000.00
Reconstruction of Sidewalks	1-10	10¼%	52,000.00
Water System	1-10	10¼%	
	11-20	10½%	400,000.00
Electric System	1-10	10¼%	
	11-20	10½%	200,000.00
Lake Ontario Park	1-10	10¼%	50,000.00
Police Intercommunication System	1-5	10¼%	100,000.00
Fire Truck	1-3	10¼%	105,134.00
Sidewalks	1-10	10¼%	1,146.63
Reconstruction of Sidewalks	1-10	10¼%	11,664.97
Curbs, Gutters & Boulevards	1-10	10¼%	8,811.09
Asphalt Pavements	1-10	10¼%	339,794.77
Storm Sewers	1-10	10¼%	
	11-15	10½%	25,002.01
Watermains	1-10	10¼%	
	11-15	10½%	100,435.68
			$2,119,000.00

14. As recommended by the Parks and Recreation Committee, the celebration of the Voyageurs' arrival in Kingston on route from Montreal to New Orleans to re-enact LaSalle's 1681-82 voyage be supported, it being noted that funds will need to be allocated on the occasion of hosting the stop over in Kingston on August 24th, 1976.

15. That, as recommended by the Public Works Committee, Contract 75-1W with J. Sousa, Contract, for construction and reconstruction of sidewalks be amended to include the extra cost of $2.50 per c.y. of concrete for the work to be done in 1976, and that the following new item be added to the contract quantity sheet:

Item No.	Item	Estimated Quantity	Increase Unit Price	Increase
16	Extra cost for 1976 concrete	115 c.y.	$2.50	$287.50

16. That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved in order to provide funds to complete payment of sum of $1,361.29 to the contractor for 1974 construction of Counter Street:

	Increase	Decrease
REVENUE		
Subsidy - M.T.C.	$680.64	-
EXPENDITURES		
PUBLIC WORKS		
CONT. FROM REVENUE FUND		
- Roadways (Counter St.)	$1,361.29	-
FINANCE		
UNCLASSIFIED		
- Contingencies	-	$680.65

17. That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved in order to provide funds to complete the sodding and small sections of paving of the boulevard which could not be completed in 1975 on the curb, gutter and boulevard construction in King Street from Gardiner to Yonge Street and Yonge Street from Kennedy to Logan Streets for which funds were, inadvertently, not carried forward to 1976:

	Increase	Decrease
PUBLIC WORKS		
CONT. FROM REVENUE FUND		
- Roadways (Yonge Street)	$3,000.	-
FINANCE		
UNCLASSIFIED		
- Contingencies	-	$3,000.

18. That, as recommended by the Architects Consortium, the tender of R. G. Andress Ltd. in the amount of $6,900.00 for the supply of kitchen and bar equipment for the upstairs and downstairs bars, being the lower tender received, be accepted to be charged against the $80,000.00 of the Olympic Capital Budget allocation for the City's share of the restaurant:

18. (cont'd)

Upstairs Bar

Item #1 - Beer Refrigerator
2 - Cocktail Mix Unit
3 - Glasswasher
4 - Liquor Dispenser
5 - Ice Machine
6 - Draft Beer Dispenser

Downstairs Bar

Item #1 - Beer Refrigerator (48" long)

Note: Other tenders were:

Rideau Aluminum & Steels Ltd.	$6,969.00

19. That, subject to the concurrence of the Library Board, the tender of M. Sullivan & Sons Ltd., in the amount of $2,324,000., subject to a reduction of $175,000. being negotiated between the Library Board and the Company, be accepted for construction of the new public library in accordance with plans and specifications prepared by Lily Inglis and Wilfred Sorensen, Architects; it being noted that the $175,000. will leave adequate funds for the renovations to the former Archbishop's Palace, which will form part of the new library building.

20. That the balance owing up to Account #40 in the amount of $18,170.60, based on per diem rates, be paid to the Architects Consortium making the total payments to date $295,461.15, it being noted that this only includes accounts up to the end of February.

21. That $1,200.00 be appropriated to provide funds for the installation and removal of 67 coloured banners, to be supplied by C.O.J.O., at the following suggested locations:

35 - 9 foot banners - Sir John A. Macdonald Boulevard
4 - 6 foot banners - King Street between Collingwood & Albert
6 - 9 foot banners - King Street in front of Penitentiary
6 - 6 foot banners - Yonge Street from King to Logan
6 - 6 foot banners - In front of Victoria Hall
4 - 6 foot banners - Donald Gordon Centre
6 - 6 foot banners - Press Village, MacArthur College

under the supervision of the Traffic and Streets Administrator, it being understood that the Administrator will have the work done by day labour (City or P.U.C.) or by local contractors, whichever is more economical and feasible, and further that the following budget appropriation amendment be approved:

	Increase	Decrease
EXPENDITURES		
TRAFFIC & STREETS		
- Roadway - Erection of Olympic Banners (new account)	$1,200.	-
FINANCE		
UNCLASSIFIED		
- Contingencies	-	$1,200.

22. WHEREAS Otonabee Airways Limited has applied to the Canadian Transport Commission for reconsideration of the decision rejecting their application to land at the Toronto Island Airport;

AND WHEREAS Otonabee Airways Limited has also applied to the Canadian Transport Commission for approval to land at the Toronto International Airport;

AND WHEREAS industries in the area, institutions and private citizens will benefit by such a regular air service and the growth of the area would be assisted:

THEREFORE the Council of the Corporation of the City of Kingston endorses and strongly supports the said application.

23. That the recommendation of Mr. M. J. Ewart, Director of Purchasing, for acceptance of tenders for petroleum products, in part, as set out in his Summary of Tender No. 76-21 be accepted, as follows:

GROUP "A"

Gasoline - Grades 1 & 2
Oil Diesel Fuels - Grade 1 & 2
Cleaning Solvent

- to GULF OIL CANADA LIMITED, subject to the proviso that any changes in price structures are to be subject to 30 days notice of intent, and conditional upon the right of renegotiation being vested with the Corporation;

Oil Engine Lubricating - All Grades
Oil Transmission Lubricating
Grease Chassis Lubricating
Automatic Transmission Fluid

- to IMPERIAL OIL LIMITED, subject to the proviso that any aniticipated changes in price structures are to be subject to 30 days notice of intent and conditional upon the right of renegotiation being vested with the Corporation;

Two-Cycle Engine Oil
Kerosene

- to TEXACO CANADA LIMITED

and further that the Director of Purchasing be authorized to negotiate a contract for No. 1 and No. 2 heating fuels.

24. That the recommendation of Mr. M. J. Ewart, Director of Purchasing, for the acceptance of tenders for tires as set out in his Summary of Tender No. 76-20 be accepted.

25. That, as recommended by the Architects Consortium, the City of Kingston accept the low tender of Ivon Simkins Store Equipment Sales, in the amount of $12,300.00, for kitchen refrigeration boxes.

Note: Other tender was:

R. G. Andress Ltd.	$14,460.00

26. That, as recommended by the Architects Consortium, the account of Superior Propane Limited in the amount of $3,577.41 for delivery of gasoline to the Harold Harvey Arena, for the period March 1st, 1976 to March 17th, 1976, be approved for payment and charged to the Olympic Capital Budget - O.R.T.O., it being noted that there will be a credit from Emmons & Mitchell Construction Limited for the gas used by them during this period.

27. That the City purchase 6 wood carvings of yachts from Mr. John Meyer, at a cost of $2,000, for hanging in the Olympic Marina Building at the Olympic site, and that the Architects Consortium be thanked for their offer to assume half of the cost to commemorate the Olympic Sailing Events in Kingston; further that the City's share of the cost of $1,000 be charged to the Olympic Capital Budget.

Respectfully submitted,

CHAIRMAN.

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 22 be given their first and second readings.

(b) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-law 22 be given its third reading.

(c) That By-Laws 22 to 26 be given their third reading.

(1). A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 83: Provide for Two Duplexes to be Located at the Southwest Corner of Johnson and Aberdeen Streets)

(FIRST AND SECOND READING) (PROPOSED NO. 8844)
Clause 1, Report No. 57, 1976

(2) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone 0.24 Acre South West Corner of Johnson and Aberdeen Streets from E (Special Education and Medical) to E.122)

(FIRST AND SECOND READING) (PROPOSED NO. 8845)
Clause 1, Report No. 57, 1976

(3) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Revise Exception to the Various Zone Classifications - Lands North of Weller Avenue and West of Wilson Street)

(FIRST AND SECOND READING) (PROPOSED NO. 8846)
Clause 3, Report No. 57, 1976

(4) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 1, Report No. 58)

(FIRST AND SECOND READING) (PROPOSED NO. 8847)
Clause 1, Report No. 58, 1976

(5) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 1, 4 and 7, Report No. 58)

(FIRST AND SECOND READING) (PROPOSED NO. 8848)
Clauses 1,4 & 7, Report No. 58, 1976

BY-LAWS (cont'd)

(6) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 8, Report No. 58)

(FIRST AND SECOND READING) (PROPOSED NO. 8849)
Clause 8, Report No. 58, 1976

(Note: Subject to approval of Ministry of Transportation and Communications.)

(7) A By-Law to Authorize the Borrowing of $310,010.85 Upon Debentures Towards the Cost of the Construction of a Divided Highway on Sir John A. Macdonald Boulevard, Including Street Lights in the Centre Boulevard

(FIRST AND SECOND READING) (PROPOSED NO. 8850)
Clause 13(A), Report No. 61, 1976

(8) A By-Law to Authorize the Borrowing of $115,000.00 Upon Debentures Towards the Cost of the Reconstruction of Bath Road to Four Lanes, With Median Strip

(FIRST AND SECOND READING) (PROPOSED NO. 8851)
Clause 13(B), Report No. 61, 1976

(9) A By-Law to Authorize the Borrowing of $300,000.00 Upon Debentures Towards the Cost of Extensions and Improvements to the Water Distribution System

(FIRST AND SECOND READING) (PROPOSED NO. 8852)
Clause 13(C), Report No. 61, 1976'

(10) A By-Law to Authorize the Borrowing of $52,000.00 Upon Debentures Towards the Cost of Reconstruction of Certain Sidewalks

(FIRST AND SECOND READING) (PROPOSED NO. 8853)
Clause 13(D), Report No. 61, 1976

(11) A By-Law to Authorize the Borrowing of $400,000.00 Upon Debentures Towards the Cost of Extensions and Improvements to the Water System

(FIRST AND SECOND READING) (PROPOSED NO. 8854)
Clause 13(E), Report No. 61, 1976

BY-LAWS (cont'd)

(12) A By-Law to Authorize the Borrowing of $200,000.00 Upon Debentures Towards the Cost of Extensions and Improvements to the Electrical System

(FIRST AND SECOND READING) (PROPOSED NO. 8855)
Clause 13(F), Report No. 61, 1976

(13) A By-Law to Authorize the Borrowing of $50,000.00 Upon Debentures Towards the Cost of Improvements to Lake Ontario Park

(FIRST AND SECOND READING) (PROPOSED NO. 8856)
Clause 13(G), Report No. 61, 1976

(14) A By-Law to Authorize the Borrowing of $100,000.00 Upon Debentures Towards the Cost of the Installation of an Inter-Communication System for the Police Department

(FIRST AND SECOND READING) (PROPOSED NO. 8857)
Clause 13(H), Report No. 61, 1976

(15) A By-Law to Authorize the Borrowing of $1,146.63 Upon Debentures Towards the Cost of the Construction of Sidewalks

(FIRST AND SECOND READING) (PROPOSED NO. 8858)
Clause 13(J), Report No. 61, 1976

(16) A By-Law to Authorize the Borrowing of $11,664.97 Upon Debentures Towards the Cost of Reconstruction of Sidewalks

(FIRST AND SECOND READING) (PROPOSED NO. 8859)
Clause 13(K), Report No. 61, 1976

(17) A By-Law to Authorize the Borrowing of $8,811.09 Upon Debentures Towards the Cost of Construction of Curbs, Gutters and Boulevards

(FIRST AND SECOND READING) (PROPOSED NO. 8860)
Clause 13(L), Report No. 61, 1976

(18) A By-Law to Authorize the Borrowing of $339,794.77 Upon Debentures Towards the Cost of Construction of Asphalt Pavements

(FIRST AND SECOND READING) (PROPOSED NO. 8861)
Clause 13(M), Report No. 61, 1976

(19) A By-Law to Authorize the Borrowing of $25,002.01 Upon Debentures Towards the Cost of Construction of Storm Sewers

(FIRST AND SECOND READING) (PROPOSED NO. 8862)
Clause 13 (N), Report No. 61, 1976

BY-LAWS (cont'd)

(20) A By-Law to Authorize the Borrowing of $100,435.68 Upon Debentures Towards the Cost of Construction of Watermains

(FIRST AND SECOND READING) (PROPOSED NO. 8863)
Clause 13(0), Report No. 61, 1976

(21) A By-Law to Consolidate Certain By-Laws and to Provide for the Issue of One Series of Debentures in the Amount of $2,119,000.00 in Canadian Funds

(FIRST AND SECOND READING) (PROPOSED NO. 8864)
Clause 13, Report No. 61, 1976

(22) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on the 25th Day of May, 1976

(THREE READINGS) (PROPOSED NO. 8865)
City Council Meeting No. 13

(23) A By-Law to Authorize the Execution of an Agreement With Holiday Theatre (Lease: 370 King Street West - Theatre Five)

(THIRD READING) (PROPOSED NO. 8804)
Clause 17, Report No. 45, 1976

(24) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 6 and 9, Report No. 51)

(THIRD READING) (PROPOSED NO. 8831)
Clauses 6 & 9, Report No. 51, 1976

(25) A By-Law to Amend By-Law No. 8109, "A By-Law to Provide for the Licensing, Regulating and Governing of Lodging Houses in the City of Kingston" (Revisions to Provide for Reference of Ontario Building Code, Zoning By-Law, Property Standards By-Law; Change in Term of License; Delete Reference to Planning Director)

(THIRD READING) (PROPOSED NO. 8834)
Clause 3, Report No. 53, 1976

(26) A By-Law to Authorize the Execution of an Agreement With Kingston Olympic Public Events Committee (K.O.P.E.C.) (Accounting Services)

(THIRD READING) (PROPOSED NO. 8836)
Clause 3(A), Report No. 56, 1976

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 13

The Regular Meeting of City Council Was Held in the Council Chamber at City Hall on Tuesday, May 25, 1976, at 8:03 P.M. His Worship, Mayor Speal, presided.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers, Ald. Webb (15)

TABLING OF DOCUMENTS

(12) *Auditor's Report and Financial Statement of Rideaucrest Home for the Aged of the City of Kingston for the year 1975.*

(13) *Annual Report of the Public Utilities Commission of the City of Kingston for the Year Ended December 31, 1975.*

COMMUNICATIONS

Council consented to the Filing of Communication 330 rather than referring it to the City of Kingston Planning Board and the Housing Sub-Committee.

Council consented to the addition of Communications 335 to 351 for presentation to Council.

To Be Filed

(308) From Flora MacDonald, M.P., Kingston and The Islands, stating:

> *"I would like to thank the members of the Council very much for their resolution and kind remarks regarding my leadership campaign.*
>
> *It was such a great help knowing that "hometown folk" were so strongly behind me."*

(309) Copy of the 83rd Annual Report of the Children's Aid Society of the City of Kingston and County of Frontenac for the year 1975.

(310) Copy of booklet entitled *Urban Prospects - Hindsight on the Future* by John Kettle and published by the Ministry of State and Urban Affairs, Canada.

(311) From Wanda and Peter Jeffrey, residents of Kingston for the past four years, commenting how much they have enjoyed their stay in Kingston and expressing their regret for having to leave such a "unique, beautiful and friendly city".

(312) From The United Way of Kingston and District thanking Council for allowing the organization to use Memorial Hall and the Elizabeth II Room on Wednesday, May 12, 1976, free of charge.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(313) Copy of *Current Topics* issued by the Association of Major Power Consumers in Ontario, in the interests of equitable energy rates and suggesting there is a need for "less confrontation, more co-operation".

(314) From Brigadier General W.W. Turner, Royal Military College, Kingston, thanking the members of Council for the great honour extended to the College on May 8th by granting them the Freedom of the City, and in presenting the College with the City flag and the Coat of Arms of the City of Kingston.

(315) From the Chairman of the OVCAM Conference (Ontario Volunteer Committees of Art Museums) thanking Council for providing City Hall Key Chains for distribution at their conference and expressing appreciation for the speech made by Ald. Miller to the opening session on May 5th.

(316) Copy of *Notes on Agriculture* published by the University of Guelph reporting on the turf industry in Ontario.

(317) From the Canadian Council on Social Development enclosing a copy of *"Statement on Retirement Policies"*, a follow up to the recent report issued by its Board of Governors entitled *"How Much Choice? Retirement Policies in Canada.*

(318) Copies of *Background* dated May 7, 1976, from the Honourable W. Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(319) From the Ministry of Transportation and Communication notifying of the approval of the 1976 subsidy allocation for Kingston in the amount of $354,100.00 for Transit Operating Deficit.

(320) From the Ministry of Transportation and Communications notifying of the approval of a 1976 subsidy allocation for Kingston in the amount of $125,722.00 for the Capital Asset Assistance Program and that this subsidy has been allocated specifically for the purchase of three Urban Transit Coaches, stating further that expenditures which produce a subsidy requirement in excess of this amount will not be eligible for consideration in 1976 unless an additional allocation has been approved by the Minister.

(321) From D.L. Hardtman, Q.C., City Solicitor, reporting on the Ontario Municipal Board Hearing held May 5, 1976, concerning the construction of a concrete sidewalk on the east side of Portsmouth Avenue from Phillips Street to Fairview Road and notifying that the Panel Chairman, Mr. F.G. Blake, had reserved the Decision.

(322) Copy of a letter from G.C. Simmons, Manager, Canada Manpower Centre, to Mrs. Stella Buck, commenting on the success of the CMC/Welfare Liaison Activity Project; complimenting Mrs. Buck on her selection of a representative on the Project, Mrs. Margaret Row, and thanking her for the personal interest and initiative shown in helping to make the project work.

(323) From the Council of Drama in Education thanking Council for the donation made toward the wine and cheese party held for the delegates attending the 6th Annual Conference which was held in Kingston on May 14, 15 and 16.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(324) From Mrs. D.F. MacDermaid notifying of her appointment as Acting University Archivist at Queen's University Archives, until such time as a successor to Ian Wilson has been appointed, advising that she may be contacted should the City require information or material from the City's Archives at Queen's University.

To Be Referred to the Community Services Committee

(325) From the Corporation of the City of Windsor requesting that Council endorse their following resolution:

"WHEREAS a severe snowstorm caused serious disruption in the conduct of the municipal election held on Monday, December 2, 1974, in Windsor; and

WHEREAS, because of the storm, a number of polling places in the City did not open or opened late, resulting in those polling places opening again on the following day under the provisions of Section 67 of The Municipal Elections Act; and

WHEREAS an action was taken in the County Court to invalidate the election, which was unsuccessful but which focused attention on the inadequacies of the provisions of The Municipal Elections Act, and particularly, Section 67, which reads as follows:

> *"67. If by reason of riot or other emergency the voting at a polling place is not commenced on the proper day or is interrupted after being commenced and before the lawful closing thereof, the clerk or deputy returning officer, as the case may be, shall hold or resume the polling on the following day at 11 o'clock in the forenoon and continue the same from day to day, until the poll has been opened without interruption and with free access to voters for nine hours in all. 1972, c.95, s. 67"; and*

WHEREAS there should be provision for postponing an election in instances of extreme emergencies;

THEREFORE BE IT RESOLVED that Section 67 of The Municipal Elections Act be rewritten to provide for the following:

Proposed Amendments to Section 67

1. (a) That the words "riot or other" be deleted so as to give a broader meaning to the word "emergency".

(b) That the late opening of polling places be specifically dealt with in this section, as well as situations where "voting at a polling place is not commenced on the proper day or is interrupted after being commenced".

(c) That the section be reworded to make it clear that only the Clerk or his appointed assistant shall decide whether to "...hold or resume the polling on the following day...".

(d) That the Clerk be made responsible for deciding that an emergency exists for purposes of this section.

(e) That the words "free access" be clarified.

COMMUNICATIONS (cont'd)

To Be Referred to the Community Services Committee (cont'd)

(325) (cont'd)

1. *(cont'd)*

   (f) That in order to reduce or eliminate the need to resume polling on a second day when an interruption occurs in voting on polling day, the Clerk be authorized to extend the voting time at the polls where interruptions have occurred for up to two hours to provide 9 hours of polling.

   (g) That where polls are required to reopen a second or subsequent day because of an interruption in voting in excess of two hours, such polls shall be opened during the same period as the interruption occurred the previous day, until the poll has been opened for nine hours in all.

   (h) That the Clerk be authorized to permit a Deputy Returning Officer to retain possession of the ballot box during the period of an interruption in polling, and until polling has resumed, if in the opinion of the Clerk it is impractical to return the box to the Clerk, and that procedures be instituted to provide safeguards for the ballot box and contents during such periods.

   (i) That the Clerk be authorized to direct Deputy Returning Officers to delay the counting of votes until the close of the final poll and to designate a common or central location for the counting of the votes in the event an interruption in polling requires that polls be opened a second or subsequent day or days.

2. *That a new section be added to The Municipal Elections Act to empower and require a judge of a County or District Court; on application by a municipal clerk, to postpone an election should conditions in the municipality be such as, in his opinion, warrant such action.*

3. *That a new section be enacted to prohibit a candidate from acting as a Deputy Returning Officer, Poll Clerk or Election Assistant.*

4. *That Section 64(7) of The Municipal Elections Act be amended to provide for a Deputy Returning Officer to use the same ballot box and poll book for the second or subsequent day of an advance poll.*

5. *That Section 65 of The Municipal Elections Act be amended to broaden the categories of electors who may vote by proxy to include the handicapped and electors absent on vacation or on business.*

6. *That The Municipal Elections Act be amended to remove any doubt that handicapped electors may vote at advance polls."*

(326) From Keith C. Norton, Parliamentary Assistant to the Treasurer of Ontario, acknowledging receipt of Council's request for legislation to permit municipalities to charge fees for zoning by-law and official plan amendments; enclosing a copy of a discussion paper concerning municipal fees which will be a basis for consideration at the next P.M.L.C. meeting, and stating that when issues surrounding the matter are clarified such requests for new fees can and will be dealt with more effectively, noting that Kingston's request is under consideration.

COMMUNICATIONS (cont'd)

To Be Referred to the Parks and Recreation Committee

(327) From CORTS (Canada-Ontario-Rideau-Trent-Severn) Advisory Committee enclosing a copy of their 1975-1976 Annual Report and a list of members representing the various sectors of the corridor.

To Be Referred to the Housing Sub-Committee

(328) Copy of Remarks made by Jean-Robert Gauthier, M.P., Parliamentary Secretary to the Honourable Barney Danson, Minister of State for Urban Affairs, to the Canadian Association of Housing and Renewal Officials in Edmonton, Alberta, on Tuesday, May 4, 1976.

(329) Copy of *Housing Ontario* dated March/April, 1976, issued by the **Ministry** of Housing, Communications Branch.

To Be Filed

(330) From the Corporation of the City of Stratford requesting that Council endorse their following resolution:

> *"WHEREAS Ontario Housing Corporation rent-geared-to-income housing units come under Provincial rent controls;*
>
> *AND WHEREAS the rent for these units is based on the family income of the tenants;*
>
> *AND WHEREAS an increase in the tenant's income or a change of occupancy with a higher income would result in a rent increase based on the Ontario Housing Corporation rent schedule;*
>
> *AND WHEREAS, with the provincial rent control legislation limiting any rent increase to 8%, the rent-geared-to-income schedule can not be properly applied;*
>
> *NOW THEREFORE be it Resolved that the Ministry of Housing be requested to remove the Ontario Housing Corporation Rent-Geared-to-Income Housing from the provisions of the rent control guidelines."*

To Be Referred to the City of Kingston Planning Board and the Finance and Accounts Committee

(331) From the Ontario Ministry of Treasury, Economics and Intergovernmental Affairs, enclosing copies of *Ontario's Future: Trends & Options* and *Toronto-Centred Region Program Statement.*

To Be Referred to the Finance and Accounts Committee

(332) From the Ontario Ministry of Treasury, Economics and Intergovernmental Affairs, enclosing a copy of the 1976 Ontario Budget Paper entitled *Reform of Property Taxation in Ontario.*

(Copies have been distributed to all members of Council.)

(333) Copy of Remarks made by The Honourable Darcy McKeough, Treasurer of Ontario, to the Institute of Municipal Assessors of Ontario in Niagara Falls, Ontario, Friday, May 7, 1976.

COMMUNICATIONS (cont'd)

To Be Referred to the Finance and Accounts Committee (cont'd)

(334) From the Township of Hope requesting that Council endorse their following resolution:

> *"WHEREAS the reassessment to market value has been delayed for at least one more year;*
>
> *AND WHEREAS the Equalization Factors for the Ministry of Revenue and the Ministry of Education have been frozen since 1970 for the Ministry of Revenue and at least four years for the Ministry of Education;*
>
> *AND WHEREAS these Equalization Factors are being used in 1976 for equalizing assessments for School Board Levies, County Levies and in the formula when calculating the Resource Equalization Grant;*
>
> *NOW THEREFORE the Council for the Township of Hope resolve as follows:*
>
> 1. *THAT the Equalization Factors compiled by the Ministry of Revenue and the Ministry of Education are outdated and unfair in 1976;*
> 2. *THAT if the Equalization Factor must be used that it at least be an up to date factor;*
> 3. *THAT the Ministry of Revenue and the Ministry of Education take action to ensure that all Equalization Factors are brought up to date by at least January 1977."*

To Be Filed

(335) Statement of Revenue and Expenditures for the Transit Department of the Public Utilities Commission for the period ending March 31, 1976:

	Statistical Information	
	Jan. 1 to Mar. 31	Month of March
REVENUE		
Fares, Charters & BUSIT	$206,909.	$ 70,154.
Advertising and Miscellaneous	7,308.	2,076.
TOTAL REVENUE	$214,217.	$ 72,230.
EXPENDITURES		
Total Operating Expense	$345,489.	$114,620.
Less Revenue	214,217.	72,230.
	$131,272.	$ 42,390.
Plus:		
Pro-rated debenture Charges - Principal and Interest	11,548.	3,849.
TOTAL DEFICIT	$142,820.	$ 46,239.

(Note: Copies have been distributed to all members of Council.)

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(336) From the Ministry of Housing notifying of the approval for the City of Kingston to purchase 42 York Street in connection with the Neighbourhood Improvement Program.

Which Has Been Referred to the City of Kingston Planning Board

(337) From R.A. Little, Solicitor for the Kingston Yacht Club, submitting Official Plan and Zoning By-Law amendment applications involving both Yacht Club property and property leased from the Federal Government.

(338) From Doctors Oddie, Karshav and Reade submitting a zone change application to permit the establishment of a veterinary clinic on the south side of Counter Street, 780'± west of Division Street.

To Be Referred to the City of Kingston Planning Board

(339) From the Ministry of Housing reporting on Amendment No. 80 to the Official Plan of the City of Kingston (redesignate 120 acres of land north of Counter Street from industrial to residential and recreation, parks and open spaces); agreeing with concerns expressed by the Ministry of the Environment and Ministry of Natural Resources concerning sewage overflow problems at the north end pumping station and opposition to channelization of the Little Cataraqui Creek; asking for Council's reaction to the issues and stating that from evidence submitted there is every indication that either the City or the developer will have to provide satisfactory solutions to these problems if the residential development is to proceed in some form.

(340) From the Township of Pittsburgh notifying that the Ontario Municipal Board have appointed Tuesday, June 1, 1976, 10:00 A.M., in Township of Pittsburgh municipal offices to consider their application for approval of Restricted Area By-Law 32-74.

(341) From the Cataraqui Region Conservation Authority submitting a fill application by Kingston Dodge Chrysler (1963) Ltd. for Lot 17, Concession II, City of Kingston, requesting comments from the City.

(342) Copy of booklet entitled *People Do It All the Time* by Rollie Thompson and published by the Ministry of State, Urban Affairs, Canada.

(343) From C.B. Montgomery objecting to the City's procedure whereby "official approval" is being sought for an amendment to an "unapproved" by-law, and in particular to amendment to the City's Zoning By-Law No. 8499, suggesting that O.M.B. approval should be obtained for the "parent" by-law before asking their approval on amendments thereto.

To Be Filed

(344) From the Honourable Darcy McKeough, Treasurer of Ontario, acknowledging receipt of the City's resolution concerning not being informed of OHIP increases prior to the budget, stating that it is Government policy not to disclose tax moves prior to the Budget announcement and while the City's concerns are appreciated, this policy is believed to be in the best interests of efficient tax planning and implementation.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(345) From D.L. Hardtman, Q.C., City Solicitor, enclosing a copy of Ontario Municipal Board Order No. R 74596 granting approval of By-Law No. 8758, which amends By-Law No. 3078 in the matter of Homestead Land Holdings Limited erecting an apartment building on Nickle Drive without height restrictions.

(346) From Kingston Bus for the Handicapped notifying that the following persons have been appointed Directors as of March, 1976:

Miss Jean Perry, President; Mr. Jack O'Gorman, Vice-President; Mr. J. Hewitt Smith, Treasurer; Sister Sheila Brady, Secretary; Mrs. Isabell Morris, Mr. John Gerretsen, Mr. E.J. Colley, Mr. Allan J. Wright.

(347) From the Ontario Municipal Board notifying that the City's Capital Expenditure Quota for 1976 has been established at $1,172,745.00 and that applications will be processed during the present year for undertakings not to exceed a total to be debentured or financed in subsequent years in that amount, if such applications are otherwise found to be in order.

(Note: The amount shown is the amount the City's applied for.)

(348) Copy of the Minutes of a Meeting of the Executive of the Cataraqui Region Conservation Authority held May 12, 1976, reporting, among other things, on the approval of a fill application by Kingston Dodge Chrysler (1963) Limited to place or dump fill on Lot 17, Plan 2, City of Kingston.

To Be Referred to the Community Services Committee

(349) Copy of the Annual Report for 1975 for the Kingston Fire Department.

Which Has Been Referred to the Traffic and Streets Administrator

(350) From the Kingston Yacht Club enclosing a cheque in the amount of $10,000.00 as a deposit, in order that work may start on the proposed parking changes (perpendicular) on Maitland Street. (Clause 17, Report No. 51, 1976.)

Which Has Been Referred to the City Solicitor

(351) Copy of a Petition filed with The Lieutenant Governor of the Province of Ontario in Council by Alex Henry Sepp regarding the City's application for approval of Restricted Area By-Law 8426 pertaining to Terraceview Holdings Limited, and requesting a new hearing.

PETITIONS

(1) Presented by Ald. Mackenzie, having 73 signatures, stating:

"In signing this petition, we wish to acknowledge the following points;

1) that we protest the recent action, by the Kingston City Council, to control the distribution and sales of reading material within the city,

PETITIONS (cont'd)

(1) (cont'd)

2) that we believe that terms, such as "obscene" and "pornographic", are highly subjective and are open to individual interpretation. We believe that each individual has the right and the responsibility to define such terms according to his own beliefs and that no individual, or group of individuals, has the right to impose their standards on the general public,

3) that we believe that each consumer has a reasonable responsibility to use good judgement in purchasing any consumer product and that any individual may exercise his own prerogative to avoid purchasing any product which he considers to be unsuitable.

We, the undersigned, request that Kingston City Council revoke any motions or actions designed to restrict the sale of reading material within the City of Kingston. In addition, we encourage the council to avoid any future attempts to restrict the individual's freedom of choice or any attempts to restrict consumer products or entertainment beyond the limits imposed by Federal law and the Supreme Court interpretations of the law."

Referred to the Community Services Committee

(2) Presented by Ald. Matthews, having 750 signatures, stating:

"We the undersigned hereby support the Petition of the City of Kingston for a veriation in the Ontario Municipal Board decision in the Shopping Centre for the following reasons:

(a) A shopping centre to the North would provide more jobs for the residence in the area;

(b) The area is in need of better department stores as the one that was agreeable to locate at the site of the Kingston Regional Shopping Centre;

(c) The traffic problem to the West creates problems getting to the other shopping malls;

(d) There are already three shopping malls in the area to the West to provide their needs in that area."

Referred to the Lieutenant Governor In Council

REPORTS

Ald. Keyes presented Report No. 57 of the City of Kingston Planning Board as follows:

Council consented to the addition of Clauses 12 and 13 for presentation to Council.

Moved by Ald. Keyes, Seconded by Ald. Miller, that Report No. 57 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORTS (cont'd)

REPORT NO. 57

May 11, 1976

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS Mr. D. McCann has made application to amend the Official Plan and Zoning By-Law No. 8499 with respect to an approximately 0.24 acre parcel of land located at the southwest corner of Johnson and Aberdeen Streets in order to permit the erection of two duplexes with reduced lot area requirements; and

   WHEREAS the proposed development is considered suitable for the area; and

   WHEREAS the density of proposed development would be moderately higher than that which the Official Plan permits for uses other than special education or medical uses and associated organizations;

   THEREFORE BE IT RESOLVED that a by-law be presented to Council as follows:

   (1) to amend the Official Plan by adding as Section 5 (71A) the following policy:

   "Notwithstanding any policy to the contrary, on the approximately 0.24 acre parcel of land located at the southwest corner of Johnson and Aberdeen Streets, two duplexes may be erected."

   (2) to amend Zoning By-Law No. 8499 as follows:

   (a) by amending Zoning Map No. 30 so as to rezone the approximately 0.24 acre parcel of land located at the southwest corner of Johnson and Aberdeen Streets, as shown on a copy of Zoning Map No. 30 which is attached hereto as Schedule "A", from E (Special Education and Medical) to E.122.

   (b) by adding as Section 122 the following:

   "112. On the approximately 0.24 acre parcel of land located at the southwest corner of Johnson and Aberdeen Streets and designated E.122 on a copy of Zoning Map No. 30 attached to and forming part of By-Law No. 8845 , as Schedule "A", two, two family dwellings may be erected, subject to the provisions of Zone A, except that the minimum lot area requirement shall be 2500 square feet per unit."

REPORTS (cont'd)

Report No. 57 - City of Kingston Planning Board (cont'd)

1. (cont'd)

AND BE IT FURTHER RESOLVED that the amendment to By-Law 8499 be conditional upon the applicant entering into the City's Standard Site Plan Agreement with respect to the subject property and agreeing to provide separate sewer connections to Johnson Street and Aberdeen Street for each building.

(See By-Laws 1 & 2: No. 8844 and 8845)

CARRIED

2. That Council does hereby certify that By-Law No. 8845 , a By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone 0.24 acre south west corner of Johnson and Aberdeen Streets from E (Special Education and Medical) to E.122) is in conformity with Official Plan Amendment No. 83 which has not yet been approved by the Minister.

CARRIED

3. WHEREAS application has been made by Headway Corporation Ltd. to amend By-Law No. 8499 with respect to an approximately 9.5 acre parcel of land located west of Compton Street, north of Weller Avenue, in order to permit a development consisting of 267 dwelling units in three buildings six storeys high (instead of a development consisting of 380 units in two 16-storey buildings as presently provided for under the existing zoning); and

WHEREAS the proposed development is considered to be acceptable for the area;

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston," by deleting Section 65(a)1.(e), which reads as follows:

> "Block B shall be modified to permit high density development to a maximum of 380 dwelling units in two buildings, each of which is to have a maximum height of 16 storeys,"

and substituting therefore the following as Section 65(a)1.(e):

> "Block B shall be modified as follows:
>
> (i) to permit a maximum of 267 dwelling units in three buildings, each of which is to have a maximum height of 6 storeys;
>
> (ii) to provide that off-street parking facilities may be located anywhere on the lot except that no parking space may be located within 100 feet of a street line."

REPORTS (cont'd)

Report No. 57 - City of Kingston Planning Board (cont'd)

3. (cont'd)

AND BE IT FURTHER RESOLVED that this amendment be conditional upon the applicant consenting, in a form satisfactory to the City, to the erection of a fence around part of the former Weller Avenue quarry, as shown on the Plan of Survey, showing the location of a fence on Block B.1, Reg. Plan 1592, City of Kingston, as prepared by Allen R. Burgham, O.L.S., dated Feb. 9, 1976.

(See By-Law 3: No. 8846) *CARRIED*

4. That Council does hereby certify that By-Law No. 8846, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Revise Exception to the Various Zone Classifications - Lands North of Weller Avenue and West of Wilson Street)," is in conformity with the Official Plan approved and in force in the City of Kingston. *CARRIED*

5. WHEREAS Amendment No. 78 to the Official Plan was adopted by Council on July 28, 1975 and referred to the Minister of Housing for approval; and

WHEREAS the Minister has reviewed the proposed amendment and by letters dated April 6 and 9, 1976 has submitted a number of comments for consideration prior to its approval; and

WHEREAS Planning Board has reviewed these comments;

THEREFORE BE IT RESOLVED that Council endorse the following changes to Amendment No. 78 to the Official Plan as originally adopted:

1. Part B, Section 7 (Page 5) - that the replaced working for Section 4 (82) be modified by deleting the term "O.W.R.C." and replacing it with the words "Ministry of the Environment".

2. Part B, Section 10, (Page 6) - that the replaced wording for Section 4 (96) be modified to read as follows:

"As an addition to conventional zoning, Development Control permits control of the details of the development and use of land, subject to conformity with Official Plan Policies applicable to a specific site. Specific site design characteristics and standards are unique to each site and project. (96)

REPORTS (cont'd)

Report No. 57 - City of Kingston Planning Board (cont'd)

5. (cont'd)

3. Part B, Section 21, (Page 10) - that the new Section 5 (58A) be modified to read as follows:

"Urban and Transient Commerce may be allowed in the area of the intersection of Division Street and the Expressway on the basis of an integrated or comprehensive land assembly." (58A)

4. Part B, Section 21, (Page 10) - that the new Section 5 (58B) be modified to read as follows:

"The extension or enlargement of the land, buildings, or structures of non-conforming commercial or service establishments may be permitted, provided they meet the requirements of Schedule 'E' of the Official Plan. Such extension or enlargement may be permitted through a by-law amendment or where appropriate, by a decision of the Committee of Adjustment." (58B)

5. Part B, Section 20, (Page 9) - that the new Section 5 (54A) be modified to read as follows:

"Notwithstanding any other policies applicable to Specific Area No. 4 and subject to the medium density policies of this plan, the two 10-unit structures on the 0.8± acre site at the southeast intersection of Thomas and Cowdy Streets shall be deemed to conform to this plan provided that the dwelling units within them are sold individually under the Condominium Act." (54A)

6. Part B, Section 26, (Page 12) - that the new Section 5 (86A) be modified to read as follows:

"The Recreation, Parks and Open Spaces designation, where it has been applied within Specific Area No. 14 shall be construed as the ultimate desired land use. Until such time as these areas may be converted to this use all areas so designated shall be zoned for the uses existing at the time of approval of Amendment No. 78" (86A)

REPORTS (cont'd)

Report No. 57 - City of Kingston Planning Board (cont'd)

5. (cont'd)

7. Part B, Section 27, Areas 16, 31 and 34, (Pages 14 and 15), Section 28, Area 10, (Page 16), Section A-1 and A-2.

   a) that the references to Areas 16 and 31 (Section 27) be deleted in their entirety from the text of the amendment and from Schedule A-1 to the amendment.

   b) that the reference to Area 10 (Section 28) be deleted in its entirety from the text of the amendment and from Schedule A-2 to the amendment.

   c) that the extent of Area 34 as shown on schedule A-1 to the amendment be reduced to include only that portion of Area 34 which lies between the Recreation, Parks and Open Spaces designation on Amendment No. 79 and the Commercial designation on Amendment No. 59.

8. Part B, Section 28, Area 15, (Schedule A-2) - that the extent of Area 15 as shown on Schedule A-2 to the amendment be reduced so as to only apply to the entrance to Municipal Golf Course (i.e. as shown designated Recreation, Parks and Open Spaces on Schedule A-1 to Amendment No. 59).

9. Part B, Section 29, (Page 17) - that Section 29 be modified to read as follows:

   "29. Schedule A-3 'Areas of Potential Population Increase' is deleted in its entirety and replaced with Schedule A-3 attached to this amendment."

   NOTE: In adopting this proposed modification it is understood that Schedule A-3, as originally attached to Amendment No. 78, is to be replaced (for approval purposes) with an identical map drawn to a scale of 1 inch to 600 feet.

10. Part B, Section 30, (Page 17) - that Section 30 be modified to read as follows:

   "30. Schedule A-4 'Municipal Boundaries' is deleted in its entirety and replaced with Schedule A-4 attached to this amendment."

11. Part B, Section 31(a), Page 17)

   a) that the replaced wording for Schedule D, Area K be modified by being deleted in its entirety and replaced with the following:

   "Area K- High Density throughout."

REPORTS (cont'd)

Report No. 57 - City of Kingston Planning Board (cont'd)

5. (cont'd)

11. (cont'd)

b) that a new Section 31 (e) be added to Part B of Amendment No. 78 by Ministerial modification, which shall read in full as follows:

"(e) Policies for a new Area of Potential Population Increase '0' are added as follows:

'Area 0 - Medium Density throughout."

c) that Schedule A-3 as attached to Amendment No. 78 is modified by deleting the areas showing in black on Schedule 1 to this resolution, from Area K and by placing them within a new Area of Potential Population Increase "0".

CARRIED

6. WHEREAS By-Law No. 8728, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone Parcels of Land Located West of Montreal Street and South of Railway Street to Include Permitted Uses of Storage, Warehousing, Distribution, Fabrication and Otherwise Processing of New Steel)," has been given three readings by Council and notice has been sent to the affected property owners; and

WHEREAS three letters of objection to this by-law have subsequently been received and considered by Planning Board; and

WHEREAS Planning Board has re-affirmed its decision approving the zone change:

THEREFORE BE IT RESOLVED that Council re-affirm its decision of January 26, 1976 as contained in Clause 11, Section (1), Report No. 7.

LOST 7:8
(See Recorded Vote)
(See following Motion which was LOST.)

Ald. Hawkins requested a Recorded Vote on Clause 6 which was as follows:

YEAS: Mayor Speal, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Keyes, Ald. Mackenzie, Ald. Miller (7)

NAYS: Ald. Allmark, Ald. Hawkins, Ald. Keenleyside, Ald. Matthews, Ald. McArthur, Ald. Timmins, Ald. Travers, Ald. Webb (8)

Moved by Ald. Webb,
Seconded by Ald. Matthews,

That Clause 6, Report No. 57, be referred back.

LOST 7:8

REPORTS (cont'd)

Report No. 57 - City of Kingston Planning Board (cont'd)

Mayor Speal declared a Conflict of Interest in Clause 7 and withdrew from the meeting at 8:35 p.m.

Ald. Gerretsen assumed the Chair.

7. WHEREAS By-Law No. 8735, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone Land Located South of Counter Street West of Sir John A. Macdonald Boulevard from A2 Residential to A5 Residential)," has been given three readings by Council and notice has been sent to the affected property owners; and

WHEREAS five letters of objection to this by-law have been subsequently received and considered by Planning Board; and

WHEREAS Planning Board has re-affirmed its decision approving the zone change:

THEREFORE BE IT RESOLVED that Council re-affirm its decision of January 26, 1976 as contained in Clause 11, Section (8), Report No. 7.

CARRIED 12:2

Mayor Speal returned to the Meeting at 8:53 and resumed the Chair.

8. That the account of Ontario Housing Corporation in the amount of $80,556.61 representing the City's share of the operating deficit (7½%) for rent-geared to-income housing units for 1975 be approved for payment.

CARRIED 15:0

9. That the account of N.J. Pollitt Ltd. in the amount of $1,550 for demolition of 3 Millers Lane and 86, 88, 90, 90½ York Street be approved for payment.

CARRIED

10. That the account of N.J. Pollitt Ltd. in the amount of $3,900.00 for demolition of 138-140 Rideau Street be approved for payment, less 15% holdback for boundary fences. 3900-(3900 x 15%) = $3,315.00.

CARRIED

11. That drawing No. A-1 - Landscaping Plan - dated April 8, 1976 (revised May 3, 1976), prepared by Maclennan and Associates Architects, as considered by Planning Board on May 11, 1976, showing landscaping plans for Homestead Landholdings Ltd. with respect to construction of their subdivision on a 15.68 acre site between Nickle Avenue and Johnson Street, be approved.

CARRIED

REPORTS (cont'd)

Report No. 57 - City of Kingston Planning Board (cont'd)

12. WHEREAS application has been filed by Mario GENCARELLI to amend Zoning By-Law 8499 for the property at 209 Nelson Street, part lot 553, Registered Plan A-12, from A Residential to C Commercial, and to allow reduced parking requirements on this property for a proposed restaurant in the adjacent Commercial zone at the northeast corner of Nelson and Princess Streets, and

WHEREAS provision for expansion of commercial establishments located along Princess Street (Specific Area #2) is provided for in the Official Plan if sufficient buffering is provided, and

WHEREAS buffering in the form of fences, walls or landscaping can be provided under development control, and

WHEREAS, although parking proposed by the applicant does not meet by-law standards, it is a substantial improvement over the existing situation in which the existing uses are non-conforming with respect to parking regulations because no parking is supplied;

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend Zoning By-Law 8499 as follows:

(1) by amending Zoning Map No. 19 so as to:

(a) rezone the approximately 0.10 acre parcel of land located on the east side of Nelson St. north of Princess St. as shown on a copy of Zoning Map No. 19 which is attached hereto as Schedule 'A', from A (one and two family residential) to A.123 (one and two family residential).

(b) rezone the approximately 0.08 acre parcel of land located at the north-east corner of Princess and Nelson Streets as shown on copy of Zoning Map No. 19 which is attached hereto as Schedule 'A', from C (commercial) to C.123 (commercial).

(2) by adding as section 123 the following:

"123. (a) on the approximately 0.10 acre parcel of land located on the east side of Nelson St. north of Princess St. and designated A.123 on Zoning Map No. 19 attached to and forming part of By-Law 8866 as Schedule 'A',

(i) a minimum of ten parking spaces may be permitted in exclusive association with a restaurant (other than a drive in or take out delivery type restaurant) located on the adjacent parcel of land designated C.123 on Zoning Map No. 19.

REPORTS (cont'd)

Report No. 57 - City of Kingston Planning Board (cont'd)

12. (cont'd)

(2) "123.(a) (cont'd)

(ii) the parking area referred to in section 123 (a) (i) shall be buffered with a wall or fence along the north and east boundaries.

(iii) the parking area referred to in section 123 (a) (i) shall be subject to the regulations of Development Control as set out in section 5.30 (a), (b), and (d).

Ald. French withdrew from the meeting at 8:56 p.m.

(b) on the approximately 0.08 acre parcel of land located at the north east corner of Princess and Nelson Streets and designated C123 on Zoning Map No. 19 attached to and forming part of By-Law 8866 as Schedule 'A', a restaurant (other than a drive in or take out delivery type restaurant) may be established, subject to at least ten parking spaces being located on the adjacent parcel of land designated A.123 on Zoning Map No. 19. The restaurant shall be subject to the regulations of Development Control as set out in section 5.30 (a), (b), and (d).

(See By-Law 28: No. 8866) *CARRIED 14:0*

13. That Council does hereby certify that By-Law No. ~~8866~~ , "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone property on Nelson and Princess Streets from A to A.123 and from C to C.123) is in conformity with the Official Plan approved and in force in the City of Kingston.

CARRIED 14:0

Respectfully submitted,

(signed) *Ken Keyes (Chairman)*
Judith Mackenzie
K.W. Matthews
Lois Miller
D.G. Timmins

Ald. French returned to the Meeting.

REPORTS (cont'd)

Ald. Gerretsen presented Report No. 58 of the Transportation Committee as follows:

Moved by Ald. Gerretsen, Seconded by Ald. Allmark, that Report No. 58 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 58

To The Mayor and Aldermen May 12, 1976

The Transportation Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law 24 (Traffic), and By-Law 495 (Meters), to provide that the present no parking regulations in effect from 10:00 to 11:00 a.m. and 2:00 to 3:00 p.m., be removed from the south side of Bagot Street, from 122 feet east of Lower Union Street, easterly 44 feet; and that 2 hour time limit, 20¢ per hour parking meters be installed to replace the present regulations.

(See By-Laws 4 & 5: No. 8847 and 8848) *CARRIED*

2. That notwithstanding the provisions of By-Law 10, the Homecoming Committee of Queen's University be permitted to hold their annual parade, of which the theme is "The Wild, Wild West" on Saturday, October 16, 1976 at 11:00 a.m.

   Note: The proposed route is to commence behind Victoria Hall, proceed to Queen's Crescent, University Avenue, Union Street, Division Street, William Street, University Avenue, Union Street and from there directly to Richardson Stadium for the Homecoming Football Game.

CARRIED

3. That notwithstanding the provisions of By-Law 10, Section 56, the Inn of Shoes be permitted to paint a logo in front of the store at 231 Princess Street.

CARRIED

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that a loading zone be established on the west side of Ontario Street, 135 feet south of William Street, southerly 40 feet, between the hours of 8:00 a.m. and 6:00 p.m.

(See By-law 5: No. 8848) *CARRIED*

5. That By-Law 10 (A By-Law Respecting Streets) be amended to provide that notwithstanding the provisions of By-Law 10, the definition of a "boulevard" be amended to read as follows:

> "Boulevard" means all such parts of the street allowance in the City of Kingston between the curb or edge of the roadway and the street line, including shoulders and medians, and excluding ungrassed shoulders up to six feet from the edge of the pavement.

CARRIED

REPORTS (cont'd)

Report No. 58 - Transportation Committee (cont'd)

6. That notwithstanding the provisions of By-Law 10, the Independent Order of Oddfellows be permitted to hold a parade from the Oddfellows' Temple at 394 Princess Street to the Princess Street United Church on May 30th, 1976.

Note: The Police Department will be providing an escort.

CARRIED

7. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that 30 minute parking be established on the east side of Macdonnell Street, 220 fee north of North Bartlett Street, northerly 25 feet, between the hours of 9:00 a.m. and 6:00 p.m.

Note: At the present time, parking is prohibited between the hours of 10:00-11:00 a.m. and 2:00-3:00 p.m.

(See By-Law 5: No. 8848 *CARRIED*

8. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that left turns in and out of the Liquor Store on Princess Street at the old Traffic Circle location, be prohibited at all times.

(See By-Law 6: No. 8849) *CARRIED*

9. That the account of L.F.E. Canada Limited, in the amount of $576.91, for pedestrian signs and pushbutton, be approved for payment.

CARRIED

Respectfully submitted,

(signed) *J.P. Gerretsen* *(Chairman)*
G. Allmark
T.D. French
J. Hawkins
D.J. Travers

* * *

Ald. Webb presented Report No. 59 of the Community Services Committee as follows:

Moved by Ald. Webb, Seconded by Ald. Matthews, that Report No. 59 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 59

May 13th 1976.

TO THE MAYOR AND ALDERMEN:

The Community Services Committee reports and recommends as follows:

REPORTS (cont'd)

Report No. 59 - Community Services Committee (cont'd)

1. That the agreement between the Corporation of the City of Kingston and The Victorian Order of Nurses, Eastern Lake Ontario Branch, be amended on third reading, to provide for the payment of $10.35 per visit for the year 1976.

NOTE: The Agreement had provided for a rate of $10.75 per visit but the Ministry of Health subsequently set a rate of $10.35 per visit for the year 1976.

CARRIED

2. That the action of the Committee in approving a change in the date of the tag day of the Kingston Grenadiers from May 29th to May 22nd be ratified and confirmed.

NOTE: This change conforms with the Tag Day By-Law.

CARRIED

3. That, as recommended by the Gasoline Advisory Committee, a by-law be presented to Council to amend Schedules "A", "B", and "C" of By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours", as follows:

DELETE FROM SCHEDULES A AND B:

From Series "A"	West End Motors (Fina), 772 Princess Street.
	Goodyear Service Store (Shell), 145 Clergy Street.
	H.Uhrig's Texaco, 783 Division Street.
From Series "B"	Cushing Shell, 285 Ontario Street.
	Sunoco Services, 321 Bath Road.
From Series "E"	Woodard Shell, 296 Princess Street
	Joe Uhrig's B.P., 580 Division Street.

ADD TO SCHEDULES A & B:

To Series "B"	Ontario/Queen Shell, 285 Ontario Street.
To Series "E"	H. Uhrig's Texaco, 783 Division Street.
	Goodyear Service Stores (Shell), 145 Clergy Street.

DELETE FROM SCHEDULE C:

From Series B"	Sunoco Service, 321 Bath Road.

and further that the 1976/7 Gasoline Service Station Schedules as amended be approved.

CARRIED

REPORTS (cont'd)

Report No. 59 - Community Services Committee (cont'd)

4. That as a recent increase in the price of butter has been set by the Canadian Dairy Commission approval be given to the payment of these new prices effective April 14th 1976.

NOTE: The Tender for food at Rideaucrest Home was approved by Council at the meeting of March 22nd 1976 for the months of April, May and June and the above prices were subject to Canadian Dairy Commission changes.

Tender Price	New Price
Butter - 1 lb. $1.09	$1.14
Reddies - $17.15 a case	$17.80

CARRIED

Respectfully submitted,

(signed) G.L. Webb (Chairman)
K.W. Matthews
G. Allmark
Neil McArthur
Lois Miller

* * *

Ald. Keenleyside presented Report No. 60 of the Parks and Recreation Committee as follows:

Moved by Ald. Keenleyside, Seconded by Ald. Timmins, that Report No. 60 of the Parks and Recreation Committee be received and adopted clause by clause.

REPORT NO. 60

May 13, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the Portsmouth Olympic Site be officially named "Portsmouth Olympic Harbour".

CARRIED

REPORTS (cont'd)

Report No. 60 - Parks and Recreation Committee (cont'd)

2. That the tender of Spramotor Ltd., to supply one new Jacobsen 7 gang mower-tractor, at a cost of $17,595.00 less trade allowance of $1800.00 for the Corporation's Worthington mower equipment less the tractor unit, for a net total of $16,900.65, tax included price, be accepted, being the lower tender received.

CARRIED

Respectfully submitted,

(signed) *J.L. Keenleyside* (*Chairman*)
D.G. Timmins
J. Hawkins
Judith Mackenzie
K.W. Matthews

* * *

Ald. Gerretsen presented Report No. 61 of the Finance and Accounts Committee as follows:

Council consented to the amendment of Clause 6 by deleting all the words after the words "at a rate of" and substituting therefor the following "$586.00 for the period December 1, 1975, to December 1, 1976, with rental to be adjusted thereafter annually to include changes in the Consumer Price Index, plus taxes, for a term of 5 years."

Council consented to the amendment of Clause 8 by deleting the wording therein and substituting therefor the new wording as revised by the City's legal counsel (copies of which were distributed to all the members of Council).

Council consented to the amendment of Clause 13 by:

(a) adding the words "and By-Law No. 8553" after the words "by By-Law No. 7877" in section (B);

(b) deleting the figures "$300,000.00" and substituting therefor the figures "$278,000.00" in section (C);

(c) deleting section (O); and

(d) correcting the summary, in the last paragraph, to reflect these amendments and to show a corrected total in the amount of $1,996,564.32.

Council also consented to the amendment of Clause 22 by deleting the word "Island" in the first paragraph and substituting therefore the word "International" and by adding the following words at the end of the second paragraph "and approval as a Class II Carrier".

REPORTS (cont'd)

Moved by Ald. Gerretsen, Seconded by Ald. Keyes, that Report No. 61 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 61

To the Mayor and Aldermen: May 19th, 1976.

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by Zagrodney Engineering, the tender of K. R. McGowan Electric Limited for supply of all materials, plant and labour necessary for the proper completion of Security Lighting - Olympic Village and Jury Accommodation, at a cost of $6,450.00, being the lowest tender, be accepted and that funds be provided from the Olympic Capital Budget - Security Fencing.

Note: Other tenders were:

J.S. Electric Limited	$8,935.00
R.E. Ferguson	$7,108.00
Industrial Electrical Contractors Ltd.	$7,900.00

CARRIED

2. That, since the Agreement with Gore and Storrie Ltd., Consulting Engineers, dated April 22, 1974 (Appendix "A" to By-Law No. 7997) (North End Pumping Station Improvements), provides for design, general engineering supervision and resident engineer if required at a total maximum fee of $40,000.00, and since their costs will exceed this amount because of the necessity to accept a less elaborate scheme after the work was well along on the original scheme, the Agreement be amended to increase the maximum fee from $40,000.00 to $53,000.00, excluding the services of a resident engineer.

CARRIED

Mayor Speal declared a conflict of interest in Clause 3 as he acted in the past as Solicitor for Mr. T Annis.

3. That, since neither the lowest bidder nor the second lowest bidder is able to deliver carpeting for the restaurant area at the Olympic Site, Clause 15 of Report No. 56 (May 10, 1976) be rescinded, and the new tender of Discount Carpet Sales in the amount of $5,829.00, being the lowest tender, as recommended by the Architects Consortium, be accepted for the supply and installation of the following carpet to the restaurant area to the extent indicated on Drawing A4 and according to the specifications:

Ultra Tone II by Kraus
Colour: J4230 Golden Nutria
28 oz. pile weight, 100% nylon
66.5 oz. per sq. yd. total carpet weight
installed as a direct glue down application
as per the specification

Note: Other tenders were:

Home Improvements	$6,015.00
Alexanian Contracting Ltd.	$6,050.00
Kingston Roofing & Flooring Co. Ltd.	$6,596.00

CARRIED 14:0
(Mayor Speal abstained)

REPORTS (cont'd)

Report No. 61 - Finance and Accounts Committee. (cont'd)

4. That, as recommended by Zogrodney Engineering, the tender of K. R. McGowan Electric Limited for supply, installation and removal of 12 - 500W Quartz Fixtures mounted on existing 4 poles, complete with circuits controlled by Breakers from the existing Power Centre, at a cost of $1,725.00, being the lower tender, be accepted and that funds be provided from the Olympic Capital Budget.

Note: Other tender was:

R. E. Ferguson Ltd. $2,432.00

CARRIED

5. That a grant of $2,500.00, which is to be understood as a one-time grant, be made to the Kingston Minor Hockey Council, and that payment is to be made when the Council has settled its outstanding accounts with the City for ice rental, and further that the Parks and Recreation Department and the Community Centre Board be notified that it is City policy to require organizations that use the community centres to pay rental fees in advance.

CARRIED

6. That the lease between the City of Kingston and William James Coyle, dated October 13, 1964, for 150 ft. of waterfront, being Lot 8 and Part Lot 9, Registered Plan 525, be renewed at a rate of $586.00 for the period December 1, 1975, to December 1, 1976, with rental to be adjusted thereafter annually to include changes in the Consumer Price Index, plus taxes, for a term of 5 years.

CARRIED AS AMENDED

7. WHEREAS the Province desires to encourage municipalities to develop land to produce medium-density housing of a modest size;

AND WHEREAS, the Central Mortgage and Housing Corporation has established the Municipal Incentive Grant Program to provide a grant of $1,000 for each housing unit meeting the required criteria to Provincially-designated municipalities;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the City of Kingston hereby makes application to the Minister of Housing for a Certificate of Eligibility to enable this municipality to participate in the program; and agrees that funds received through this program shall be used to facilitate the production of housing,

AND FURTHER, an annual report shall be submitted on or before March 1 to the Minister of Housing on the expenditure of funds received under this program in the previous calendar years,

AND FURTHER that all monies received for housing be placed in a reserve account.

Note: 3/4 vote of all council members required, i.e. 12

CARRIED

REPORTS (cont'd)

Report No. 61 - Finance and Accounts Committee (cont'd)

8. That the action of the Finance Committee in petitioning the Lieutenant Governor in Council as follows be approved, ratified and confirmed:

THAT by a decision dated April 28, 1976, the Ontario Municipal Board, inter alia, dismissed the applications of the City of Kingston for for approval of its Official Plan Amendment No. 74, its Restricted Area By-Law 8215 and annexation to the City of approximately 60 acres of land located north of Highway 401 and east of Division Street in the Township of Kingston (the annexation of the greater part of this land having been approved by the Council of the Township of Kingston in December 1973) to permit the construction of a regional shopping centre on a site of approximately 80 acres (hereinafter referred to as the 401 site); dismissed applications by the developers of the 401 site for Official Plan and zoning changes on the Township portion of that site; and approved applications of the Township of Kingston to permit construction by Cadillac Fairview Corporation Limited of a regional shopping centre on a site of approximately 38 acres at the south-west corner of Gardiners Road and Highway No. 2 (hereinafter referred to as the Cadillac Fairview site);

THAT the decision does not reflect the weight of evidence before the Board and in particular as to:

(a) the present need for a regional shopping centre and particularly for more retail food space, it being noted that there was evidence from witnesses for both sides that the Cadillac Fairview centre would be premature if built in 1978;

(b) the possible timing of the construction of the Cadillac Fairview centre;

(c) the provision of services for the Cadillac Fairview site, especially the financing of the road improvements and the grade separation for the railway crossing on Gardiners Road, having regard for provincial and federal policies of financial restraint;

THAT the decision is in conflict with provincial government policy of protecting Central Business Districts by discouraging the location of regional shopping centres on the periphery of established urban areas where they would be more likely to act as a catalyst for other development and form the nucleus of a new municipal centre that would adversely affect the downtown municipal centre;

THAT the Official Plan of the City of Kingston emphasizes its role as the functional centre or core of the region and it in fact provides numerous services and facilities to the region, while the Official Plan of the Township of Kingston envisages no such role for that municipality and it provides no such services and, in consequence, the location of a regional shopping centre within the City would be consistent with the Official Plans and undertakings of the two municipalities;

THAT the decision to reject the 401 site fails to take into account provincial government policy of encouraging immediate growth in the private sector to reduce unemployment, it being noted that The T. Eaton Company has agreed with Campeau Corporation to develop the 401 site as co-owners and construction would begin at an early date;

REPORTS (cont'd)

Report No. 61 - Finance and Accounts Committee (cont'd)

8. (cont'd)

THAT the Board has overlooked the need for a shopping centre in the north end of the City as expressed by citizens at a public hearing held on March 26, 1974, and in the brief submitted to the Board by Mrs. Helen A. Henrikson, on behalf of the Association of Women Electors of Kingston:

THEREFORE, pursuant to Section 94(1) of The Ontario Municipal Board Act, your Petitioner humbly prays that Your Honour may be pleased to vary the Board's decision and approve the applications of the Corporation of the City of Kingston and the applications of the developers of the 401 site or, in the alternative, that Your Honour require the Ontario Municipal Board to hold a new public hearing on:

(i) the applications of the City for an Official Plan change, a zoning change and for annexation;

(ii) the applications of the developers of the 401 site for an Official Plan change and a zoning change for the Township portion of the 401 site; and

(iii) the application of the Township of Kingston for approval of an Official Plan change and a zoning change for the Cadillac Fairview site,

as more particularly set forth on the attached Schedule "A", and your Petitioner proposes that such a new hearing deal only with such matters arising from the foregoing applications as relate to the points set forth herein and to any points contained in the petition of Campeau Corporation and draws to Your Honour's attention that the Council of The Corporation of the City of Kingston supports the petition of Campeau Corporation in this matter.

And your Petitioner, as in duty bound, will ever pray.

CARRIED AS AMENDED

SCHEDULE "A"

APPLICATIONS TO BE HEARD, IN PART

The application by The Corporation of the City of Kingston for approval of proposed Amendment Number 74 to the Official Plan of the City of Kingston Planning Area on a reference to the Ontario Municipal Board by the Honourable the Minister of Housing

The application by The Corporation of the City of Kingston for approval of its Restricted Area By-Law 8215

The application by Wilfried J. Studer, Roman Wrzesnewskyj and Centrum Developments Inc. for approval of a proposed amendment to the Official Plan of the Township of Kingston Planning Area changing the designated use of certain lands comprising part of Lot 4, according to Registered Plan 68, from Rural to General Commercial, on a reference to the Ontario Municipal Board by the Honourable the Minister of Housing

REPORTS (cont'd)

Report No. 61 - Finance and Accounts Committee (cont'd)

8. (cont'd)

Schedule "A" (cont'd)

The appeal by Wilfried J. Studer, Roman Wrzesnewskyj and Centrum Developments Inc. for an order directing an amendment to By-Law 749 of the Township of Kingston to change from "Rural Zone" to "Zone D - Commercial Zone" the permitted use of lands comprising part of Lot 4, according to Registered Plan 68 and Part of Lot 9, Concession West of the Great Cataraqui River, to permit the construction of a major regional shopping centre

The application by The Corporation of the City of Kingston for annexation to the city of part of the Township of Kingston, in the County of Frontenac, described in By-Law 8098 of the applicant Corporation

The application by The Corporation of the Township of Kingston for approval of a proposed Amendment Number 1 to the Official Plan of the Township of Kingston Planning Area, on a reference to the Ontario Municipal Board by the Honourable the Minister of Housing

The application by The Corporation of the Township of Kingston for approval of its Restricted Area By-Law 75-32

9. That Section 1 (c) of the Agreement between the City and Campeau Corporation, et al, dated September 22, 1975, and revised October 20, 1975, be amended by the addition of the following as Section 1 (c) (3):

> "That the City agrees to petition the Lieutenant Governor in Council pursuant to Section 94 (1) of The Ontario Municipal Board Act to vary the decision of the Ontario Municipal Board, dated April 28, 1976, which rejects the City's applications for Official Plan change, zone change and annexation,and to approve the City's applications ;or, in the alternative to hold a new hearing on the City's applications. Campeau agrees to deposit with the City a letter of credit in the sum of $22,000 being the estimated amount of the City's legal fees and disbursements prior to the hearing by the Lieutenant Governor in Council. The conditions of Section 1 (c) (1) with respect to additional payments by Campeau or refunds by the City shall apply."

CARRIED

REPORTS (cont'd)

Report No. 61 - Finance and Accounts Committee. (cont'd)

10. That, as recommended by the Architects Consortium and as concurred in by the Director General Yachting, the following Change Order be ratified, with costs to be charged to the Olympic Capital Budget for "O.R.T.O.":

Emmons and Mitchell Construction Limited
(Extra to the Contract)

Change Order No. 7:

(1)	Credit for not completing drywall and ceiling - storage room		$175.00 Cr.
(2)	Credit for not painting drywall 29B storage room - 98 sq. yds. A $1.40 per sq. yd.		137.20 Cr.
(3)	Relamp and relens existing exit lights		150.00
(4)	Extra for thermostats		495.00
			$332.80
	10% overhead		33.28
			$366.08
(5)	Extra to caulk and seal existing skylights over offices	$168.00	
(6)	Extra to replace hinges, straighten door frames, repair panic set, install new closer to northwest exit door	155.00	
(7)	Extra to build temporary enclosure over sewage pumps	100.00	
		$423.00	
	15% overhead	63.45	$486.45
			$852.53

CARRIED

11. That Council levy a tax for 1976 in accordance with Section 304 of The Municipal Act on the following Universities, Colleges and Hospitals, at a rate of $50.00 for each full-time student enrolled or each Provincially rated bed with effect from July 1st, 1976:

Queen's University	10,410	students	@ $50.00	$520,500.
St. Lawrence College	1,490	"	"	74,500.
Psychiatric Hospital	505	beds	@ $50.00	25,250.
Hotel Dieu Hospital	281	"	" "	14,050.
Kingston General Hospital	590	"	" "	29,500.
Ongwanada Hospital	82	"	" "	4,100.
St. Mary's of the Lake Hosp.	210	"	" "	10,500.
L. S. Penrose Centre	142	"	" "	7,100.
	13,710			$685,500.

CARRIED

Ald. Allmark withdrew from the meeting at 9:45 p.m.

Ald. Travers withdrew from the meeting at 9:48 p.m.

REPORTS (cont'd)

Report No. 61 - Finance and Accounts Committee (cont'd)

12. That as recommended by the Parks and Recreation Committee, a lease agreement be entered into with Mr. W. Vivian to permit him to erect a 15' x 24' building adjoining the golf course for use as an ice cream parlour under the following conditions:

1. lease to be a separate lease to that for the miniature golf course and shall be for a period of ten years.
2. the City to receive during the first year of the ten year lease 10% of the gross sales.
3. the percentage to be paid to the City shall be subject to review prior to the commencement of each of the following nine years of the lease.

CARRIED 11:2
(Ald. Gerretsen, Ald. Keyes opposed)

Ald. Allmark returned to the meeting.

13. (A) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $310,010.85 for the construction of a divided highway on Sir John A. Macdonald Boulevard from 90 feet south of Johnson Street to King Street West, including street lights in the centre boulevard (General Rate)

Work authorized by By-Law No. 7189 as amended by By-Law No. 8329 at estimated cost to City of $359,000.
Interest Rate - 10¼%
Term - 10 Years

(B) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $115,000.00 for the reconstruction of Bath Road to four lanes, with median strip, from City Limits easterly to 400 feet west of Queen Mary Road (General Rate)

Work authorized by By-Law No. 7200 as amended by By-Law No. 7877 & By-Law 8553
Interest Rate - 10¼%
Term - 10 Years

(C) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $278,000.00 for extensions and improvements to the Water Distribution System of the City of Kingston

Work authorized by By-Law No. 7258 as amended by By-Law No. 8740
Interest Rate - 10¼%(1-10)
10½%(11-20
Term - 20 Years

(D) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $52,000.00 for reconstruction of certain sidewalks (General Rate)

Work authorize by By-Law No. 8189 at an estimated cost of $60,000.
Interest Rate - 10¼%

(E) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $400,000.00 for extensions and improvements to the Water System of the City of Kingston

Work authorized by By-Law No. 8304
Interest Rate - 10¼%(1-10)
10½%(11-20)
Term - 20 Years

REPORTS (cont'd)

Report No. 61 - Finance and Accounts Committee (cont'd)

13. (cont'd)

(F) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $200,000.00 for extensions and improvements to the electrical system of the City of Kingston

Work authorized by By-Law No. 8351 Interest Rate - 10¼%(1-10)
10½%(11-20)
Term - 20 Years

(G) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $50,000.00 for improvements to Lake Ontario Park

Work authorized by By-Law No. 8551 Interest Rate - 10¼%
Term - 20 Years

(H) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $100,000.00 for the installation of an Inter-Communication System for the Police Department of the City of Kingston

Work authorized by By-Law No. 8674 Interest Rate - 10¼%
Term - 5 Years

(I) That By-Law No. 8794, "A By-Law to Authorize the Borrowing Upon Debentures Towards the Cost of the Purchase of a King Deluxe 50 Foot Tele-Squrt Pumper" be amended on third reading to reduce the interest rate from 11% to 10¼%.

Term - 3 Years

(J) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $1,146.63 for construction of new sidewalks

Work authorized by By-Law No. 8174 Interest Rate - 10¼%
Term - 10 Years

(K) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $11,664.97 for the reconstruction of sidewalks

Work authorized by By-Laws 8118, 8132 and 8161 Interest Rate - 10¼%
Term - 10 Years

(L) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $8,811.09 for construction of curbs, gutters and boulevards

Work authorized by By-Laws 8175 and 8062 Interest Rate - 10¼%
Term - 10 Years

(M) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $339,794.77 for construction of asphalt pavements

Work authorized by By-Laws 7457, 7602, 8116, 8063 and 8223 Interest Rate - 10¼%
Term - 10 Years

REPORTS (cont'd)

Report No. 61 - Finance and Accounts Committee (cont'd)

13. (cont'd)

(N) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $25,002.01 for the construction of storm sewers

Work authorized by By-Law No. 8172 Interest Rate - 10¼%(1-10)
10½%(1-15)
Term - 15 Years

That a by-law be presented to Council to consolidate the following sums into one sum and provide for the borrowing thereof:

	Term in Years	Interest Rate	Amount
Sir John A. Macdonald Blvd.	1-10	10¼%	$ 310,010.85
Bath Road	1-10	10¼%	115,000.00
Water Distribution System	1-10 11-20	10¼% 10½%	278,000.00
Reconstruction of Sidewalks	1-10	10¼%	52,000.00
Water System	1-10 11-20	10¼% 10½%	400,000.00
Electric System	1-10 11-20	10¼% 10½%	200,000.00
Lake Ontario Park	1-10	10¼%	50,000.00
Police Intercommunication System	1-5	10¼%	100,000.00
Fire Truck	1-3	10¼%	105,134.00
Sidewalks	1-10	10¼%	1,146.63
Reconstruction of Sidewalks	1-10	10¼%	11,664.97
Curbs, Gutters & Boulevards	1-10	10¼%	8,811.09
Asphalt Pavements	1-10	10¼%	339,794.77
Storm Sewers	1-10 11-15	10¼% 10½%	25,002.01
			$ 1,996,564.32

CARRIED AS AMENDED 14:0

(See By-Laws 7 to 19 and 21: No. 8850 - to 8862 and 8861.)

14. As recommended by the Parks and Recreation Committee, the celebration of the Voyageurs' arrival in Kingston on route from Montreal to New Orleans to re-enact LaSalle's 1681-82 voyage be supported, it being noted that funds will need to be allocated on the occasion of hosting the stop over in Kingston on August 24th, 1976.

CARRIED

15. That, as recommended by the Public Works Committee, Contract 75-1W with J. Sousa, Contract, for construction and reconstruction of sidewalks be amended to include the extra cost of $2.50 per c.y. of concrete for the work to be done in 1976, and that the following new item be added to the contract quantity sheet:

Item No.	Item	Estimated Quantity	Increase Unit Price	Increase
16	Extra cost for 1976 concrete	115 c.y.	$2.50	$287.50

CARRIED

REPORTS (cont'd)

Report No. 61 - Finance and Accounts Committee (cont'd)

16. That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved in order to provide funds to complete payment of sum of $1,361.29 to the contractor for 1974 construction of Counter Street:

	Increase	Decrease
REVENUE		
Subsidy - M.T.C.	$680.64	-
EXPENDITURES		
PUBLIC WORKS		
CONT. FROM REVENUE FUND		
- Roadways (Counter St.)	$1,361.29	-
FINANCE		
UNCLASSIFIED		
- Contingencies	-	$680.65

CARRIED

Ald. Travers returned to the meeting.

17. That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved in order to provide funds to complete the sodding and small sections of paving of the boulevard which could not be completed in 1975 on the curb, gutter and boulevard construction in King Street from Gardiner to Yonge Street and Yonge Street from Kennedy to Logan Streets for which funds were, inadvertently, not carried forward to 1976:

	Increase	Decrease
PUBLIC WORKS		
CONT. FROM REVENUE FUND		
- Roadways (Yonge Street)	$3,000.	-
FINANCE		
UNCLASSIFIED		
- Contingencies	-	$3,000.

CARRIED 15:0

Mayor Speal declared a Conflict of Interest in Clause 18 as he acted in the past as Solicitor for Mr. T. Annis.

REPORTS (cont'd)

Report No. 61 - Finance and Accounts Committee . (cont'd)

18. That, as recommended by the Architects Consortium, the tender of R. G. Andress Ltd. in the amount of $6,900.00 for the supply of kitchen and bar equipment for the upstairs and downstairs bars, being the lower tender received, be accepted to be charged against the $80,000.00 of the Olympic Capital Budget allocation for the City's share of the restaurant:

Upstairs Bar

Item #1 - Beer Refrigerator
2 - Cocktail Mix Unit
3 - Glasswasher
4 - Liquor Dispenser
5 - Ice Machine
6 - Draft Beer Dispenser

Downstairs Bar

Item #1 - Beer Refrigerator (48" long)

Note: Other tenders were:

Rideau Aluminum & Steels Ltd. $6,969.00

CARRIED 14:0
(Mayor Speal Abstained)

19. That, subject to the concurrence of the Library Board, the tender of M. Sullivan & Sons Ltd., in the amount of $2,324,000., subject to a reduction of $175,000. being negotiated between the Library Board and the Company, be accepted for construction of the new public library in accordance with plans and specifications prepared by Lily Inglis and Wilfred Sorensen, Architects; it being noted that the $175,000. will leave adequate funds for the renovations to the former Archbishop's Palace, which will form part of the new library building.

CARRIED

20. That the balance owing up to Account #40 in the amount of $18,170.60, based on per diem rates, be paid to the Architects Consortium making the total payments to date $295,461.15, it being noted that this only includes accounts up to the end of February.

CARRIED

21. That $1,200.00 be appropriated to provide funds for the installation and removal of 67 coloured banners, to be supplied by C.O.J.O., at the following suggested locations:

35 - 9 foot banners - Sir John A. Macdonald Boulevard
4 - 6 foot banners - King Street between Collingwood & Albert
6 - 9 foot banners - King Street in front of Penitentiary
6 - 6 foot banners - Yonge Street from King to Logan
6 - 6 foot banners - In front of Victoria Hall
4 - 6 foot banners - Donald Gordon Centre
6 - 6 foot banners - Press Village, MacArthur College

REPORTS (cont'd)

Report No. 61 - Finance and Accounts Committee (cont'd)

21. (cont'd)

under the supervision of the Traffic and Streets Administrator, it being understood that the Administrator will have the work done by day labour (City or P.U.C.) or by local contractors, whichever is more economical and feasible, and further that the following budget appropriation amendment be approved:

	Increase	Decrease
EXPENDITURES		
TRAFFIC & STREETS		
- Roadway - Erection of Olympic Banners (new account)	$1,200.	-
FINANCE		
UNCLASSIFIED		
- Contingencies	-	$1,200.

CARRIED

22. WHEREAS Otonabee Airways Limited has applied to the Canadian Transport Commission for reconsideration of the decision rejecting their application to land at the Toronto International Airport;

AND WHEREAS Otonabee Airways Limited has also applied to the Canadian Transport Commission for approval to land at the Toronto International Airport and approval as a Class II Carrier;

AND WHEREAS industries in the area, institutions and private citizens will benefit by such a regular air service and the growth of the area would be assisted:

THEREFORE the Council of the Corporation of the City of Kingston endorses and strongly supports the said application.

CARRIED AS AMENDED

3. That the recommendation of Mr. M. J. Ewart, Director of Purchasing, for acceptance of tenders for petroleum products, in part, as set out in his Summary of Tender No. 76-21 be accepted, as follows:

GROUP "A"

Gasoline - Grades 1 & 2
Oil Diesel Fuels - Grade 1 & 2
Cleaning Solvent

- to GULF OIL CANADA LIMITED, subject to the proviso that any changes in price structures are to be subject to 30 days notice of intent, and conditional upon the right of renegotiation being vested with the Corporation;

Oil Engine Lubricating - All Grades
Oil Transmission Lubricating
Grease Chassis Lubricating
Automatic Transmission Fluid

REPORTS (cont'd)

Report No. 61 - Finance and Accounts Committee (cont'd)

23. (cont'd)

- to IMPERIAL OIL LIMITED, subject to the proviso that any aniticipated changes in price structures are to be subject to 30 days notice of intent and conditional upon the right of renegotiation being vested with the Corporation;

Two-Cycle Engine Oil
Kerosene

- to TEXACO CANADA LIMITED

and further that the Director of Purchasing be authorized to negotiate a contract for No. 1 and No. 2 heating fuels.

CARRIED

24. That the recommendation of Mr. M. J. Ewart, Director of Purchasing, for the acceptance of tenders for tires as set out in his Summary of Tender No. 76-20 be accepted.

CARRIED

Mayor Speal declared a Conflict of Interest in Clause 25 as he acted in the past as Solicitor for Mr. T. Annis.

25. That, as recommended by the Architects Consortium, the City of Kingston accept the low tender of Ivon Simkins Store Equipment Sales, in the amount of $12,300.00, for kitchen refrigeration boxes.

Note: Other tender was:

R. G. Andress Ltd. $14,460.00

CARRIED 14:0
(Mayor Speal abstained)

26. That, as recommended by the Architects Consortium, the account of Superior Propane Limited in the amount of $3,577.41 for delivery of gasoline to the Harold Harvey Arena, for the period March 1st, 1976 to March 17th, 1976, be approved for payment and charged to the Olympic Capital Budget - O.R.T.O., it being noted that there will be a credit from Emmons & Mitchell Construction Limited for the gas used by them during this period.

CARRIED

27. That the City purchase 6 wood carvings of yachts from Mr. John Meyer, at a cost of $2,000. for hanging in the Olympic Marina Building at the Olympic site, and that the Architects Consortium be thanked for their offer to assume half of the cost to commemorate the Olympic Sailing Events in Kingston; further that the City's share of the cost of $1,000 be charged to the Olympic Capital Budget.

CARRIED

Respectfully submitted,

(signed) *George N. Speal* (*Chairman*)
J.P. Gerretsen
B.E. Breen
J.L. Keenleyside
Ken Keyes
G.L. Webb

UNFINISHED BUSINESS

Mayor Speal reminded the members of Council of Canada Week.

Mayor Speal requested the members of Finance Committee to hold a special Finance Meeting following the City Council Meeting tonight.

Mayor Speal noted that the Canadian Union of Public Employees were presently discussing the possibility of holding a strike of hospital workers on June 17.

Mayor Speal said that any persons knowing a second language and willing to act as a translator for visitors to Kingston during the Olympics should write to the Mayor to offer their services. He noted that this was not to act as translators at the Olympic site. It was for translators for visitors to Kingston.

Ald. Keyes said that the Housing Accommodation Bureau have approximately 500 registered beds and are interested in receiving information concerning 500 more.

Ald. Keyes said that the Portsmouth Olympic Harbour would be holding an Open House on Sunday, May 30th from 2:00 to 5:00 p.m. to all persons in Kingston and at that time the site would be turned over to C.O.J.O.

Ald. Keyes reminded the members of Council to fill our there accreditation forms if they wished to be able to gain admission to the Portsmouth Olympic Harbour during the Olympics.

Ald. Keyes, speaking about Communications No. 341 and 348, said that the approval of the fill application by Kingston Dodge Chrysler by the Executive of the Cataraqui Region Conservation Authority was subject to the comments of the City of Kingston and that the Planning Board would discuss the situation.

Mayor Speal invited Reeve Beeman, who was present in the audience, to attend the Olympic Site Open House on May 30.

Ald. Gerretsen said that fill was being placed beside the grain elevator in the Township of Kingston.

Ald. Webb said that he had noted in a recent newspaper article that Nature Trail Groups have a bad effect on the environment of Nature Trails.

Ald. Hawkins said that he had recently observed the following parking and traffic infractions by members of the Kingston Police Department in police cars:

a) parked on the wrong side of the street;

b) parked in "No Parking" areas; and

c) double parked.

Ald. Hawkins said that he had received many complaints concerning the potholes in the City streets.

Ald. Breen said that with the arrival of good weather the potholes will be able to be repaired with hot asphalt.

Ald. McArthur inquired if loudspeakers from the Council Chamber were to be installed in the Aldermen's Lounge or elsewhere in order that smokers could leave the Council Chamber and the Council Chamber door-way to smoke and listen to the proceedings at the same time.

UNFINISHED BUSINESS (cont'd)

Ald. Miller distributed a copy of her report on her attendance at the recent Planning Convention.

Ald. Keenleyside said that the other members of Council should take heed of Ald. Miller's example of submitting a comprehensive report on attendance at a convention.

Ald. Breen asked that the members of Council be notified of the details of what would be deleted from the Kingston Public Library Board's contract for the new Public Library in the $175,000.00 budget cut.

Mayor Speal said that the Finance Meeting to be held on Wednesday, May 26th with Mr. David Zunenshine was to be an open meeting.

BY-LAWS

By-Law 20 was WITHDRAWN from presentation to Council.

Council consented to the addition of By-Laws 27 and 28 for presentation to Council.

ALL BY-LAWS WERE PASSED UNANIMOUSLY.

(a) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Laws 1 to 19, 21, 22 and 28 be given their first and second readings.

CARRIED

(b) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Law 22 its third reading.

CARRIED

(c) Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That By-Laws 22 to 27 be given their third reading.

CARRIED

(1) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 83: Provide for Two Duplexes to be Located at the Southwest Corner of Johnson and Aberdeen Streets)

(FIRST AND SECOND READING) (PROPOSED NO. 8844)
Clause 1, Report No. 57, 1976

BY-LAWS (cont'd)

(2) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone 0.24 Acre South West Corner of Johnson and Aberdeen Streets from E (Special Education and Medical) to E.122)

(FIRST AND SECOND READING) (PROPOSED NO. 8845)
Clause 1, Report No. 57, 1976

(3) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Revise Exception to the Various Zone Classifications - Lands North of Weller Avenue and West of Wilson Street)

(FIRST AND SECOND READING) (PROPOSED NO. 8846)
Clause 3, Report No. 57, 1976

(4) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 1, Report No. 58)

(FIRST AND SECOND READING) (PROPOSED NO. 8847)
Clause 1, Report No. 58, 1976

(5) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 1, 4 and 7, Report No. 58)

(FIRST AND SECOND READING) (PROPOSED NO. 8848)
Clauses 1,4 & 7, Report No. 58, 1976

(6) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 8, Report No. 58)

(FIRST AND SECOND READING) (PROPOSED NO. 8849)
Clause 8, Report No. 58, 1976

(Note: Subject to approval of Ministry of Transportation and Communications.)

(7) A By-Law to Authorize the Borrowing of $310,010.85 Upon Debentures Towards the Cost of the Construction of a Divided Highway on Sir John A. Macdonald Boulevard, Including Street Lights in the Centre Boulevard

(FIRST AND SECOND READING) (PROPOSED NO. 8850)
Clause 13(A), Report No. 61, 1976

BY-LAWS (cont'd)

(8) A By-Law to Authorize the Borrowing of $115,000.00 Upon Debentures Towards the Cost of the Reconstruction of Bath Road to Four Lanes, With Median Strip

(FIRST AND SECOND READING) (PROPOSED NO. 8851)
Clause 13(B), Report No. 61, 1976

(9) A By-Law to Authorize the Borrowing of $278,000.00 Upon Debentures Towards the Cost of Extensions and Improvements to the Water Distribution System

(FIRST AND SECOND READING) (PROPOSED NO. 8852)
Clause 13(C), Report No. 61, 1976

(10) A By-Law to Authorize the Borrowing of $52,000.00 Upon Debentures Towards the Cost of Reconstruction of Certain Sidewalks

(FIRST AND SECOND READING) (PROPOSED NO. 8853)
Clause 13(D), Report No. 61, 1976

(11) A By-Law to Authorize the Borrowing of $400,000.00 Upon Debentures Towards the Cost of Extensions and Improvements to the Water System

(FIRST AND SECOND READING) (PROPOSED NO. 8854)
Clause 13(E), Report No. 61, 1976

(12) A By-Law to Authorize the Borrowing of $200,000.00 Upon Debentures Towards the Cost of Extensions and Improvements to the Electrical System

(FIRST AND SECOND READING) (PROPOSED NO. 8855)
Clause 13(F), Report No. 61, 1976

(13) A By-Law to Authorize the Borrowing of $50,000.00 Upon Debentures Towards the Cost of Improvements to Lake Ontario Park

(FIRST AND SECOND READING) (PROPOSED NO. 8856)
Clause 13(G), Report No. 61, 1976

(14) A By-Law to Authorize the Borrowing of $100,000.00 Upon Debentures Towards the Cost of the Installation of an Inter-Communication System for the Police Department

(FIRST AND SECOND READING) (PROPOSED NO. 8857)
Clause 13(H), Report No. 61, 1976

(15) A By-Law to Authorize the Borrowing of $1,146.63 Upon Debentures Towards the Cost of the Construction of Sidewalks

(FIRST AND SECOND READING) (PROPOSED NO. 8858)
Clause 13(J), Report No. 61, 1976

BY-LAWS (cont'd)

(16) A By-Law to Authorize the Borrowing of $11,664.97 Upon Debentures Towards the Cost of Reconstruction of Sidewalks

(FIRST AND SECOND READING) (PROPOSED NO. 8859)
Clause 13(K), Report No. 61, 1976

(17) A By-Law to Authorize the Borrowing of $8,811.09 Upon Debentures Towards the Cost of Construction of Curbs, Gutters and Boulevards

(FIRST AND SECOND READING) (PROPOSED NO. 8860)
Clause 13(L), Report No. 61, 1976

(18) A By-Law to Authorize the Borrowing of $339,794.77 Upon Debentures Towards the Cost of Construction of Asphalt Pavements

(FIRST AND SECOND READING) (PROPOSED NO. 8861)
Clause 13(M), Report No. 61, 1976

(19) A By-Law to Authorize the Borrowing of $25,002.01 Upon Debentures Towards the Cost of Construction of Storm Sewers

(FIRST AND SECOND READING) (PROPOSED NO. 8862)
Clause 13 (N), Report No. 61, 1976

(20) A By-Law to Authorize the Borrowing of $100,435.68 Upon Debentures Towards the Cost of Construction of Watermains

(FIRST AND SECOND READING) (PROPOSED NO. 8863)
Clause 13(O), Report No. 61, 1976

WITHDRAWN

(21) A By-Law to Consolidate Certain By-Laws and to Provide for the Issue of One Series of Debentures in the Amount of $1,996,564.32 in Canadian Funds

(FIRST AND SECOND READING) (PROPOSED NO. 8864)
Clause 13, Report No. 61, 1976

(22) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on the 25th Day of May, 1976

(THREE READINGS) (PROPOSED NO. 8865)
City Council Meeting No. 13

BY-LAWS (cont'd)

(23) A By-Law to Authorize the Execution of an Agreement With Holiday Theatre (Lease: 370 King Street West - Theatre Five)

(THIRD READING) (PROPOSED NO. 8804)
Clause 17, Report No. 45, 1976

(24) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 6 and 9, Report No. 51)

(THIRD READING) (PROPOSED NO. 8831)
Clauses 6 & 9, Report No. 51, 1976

(25) A By-Law to Amend By-Law No. 8109, "A By-Law to Provide for the Licensing, Regulating and Governing of Lodging Houses in the City of Kingston" (Revisions to Provide for Reference of Ontario Building Code, Zoning By-Law, Property Standards By-Law; Change in Term of License; Delete Reference to Planning Director)

(THIRD READING) (PROPOSED NO. 8834)
Clause 3, Report No. 53, 1976

(26) A By-Law to Authorize the Execution of an Agreement With Kingston Olympic Public Events Committee (K.O.P.E.C.) (Accounting Services)

(THIRD READING) (PROPOSED NO. 8836)
Clause 3(A), Report No. 56, 1976

(27) A By-Law to Authorize the Execution of a Subdivision Agreement With Mastercraft Construction Corporation Limited (34± Acres - Area South-West Corner of Counter Street and Sir John A. Macdonald Boulevard)

(THIRD READING) (PROPOSED NO. 8404)
Clause 5, Report No. 47, 1976

(28) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone Property on Nelson and Princess Streets from A to A.123 and From C to C.123)

(FIRST AND SECOND READING) (PROPOSED NO. 8866)
Clause 12, Report No. 57, 1976

MOTIONS

(1) Moved by Ald. Matthews,
Seconded by Ald. Keyes,

That the sympathy of Council be extended to the family of the late F.R. Graves, a former Alderman.

CARRIED

(2) Moved by Ald. Keenleyside,
Seconded by Ald. Webb,

That the sympathy of Council be extended to the family of the late Mrs. Lillian Hinch, mother of Mr. George Hinch, Deputy City Treasurer.

CARRIED

(3) Moved by Ald. Matthews,
Seconded by Ald. Webb,

That the condolences of Council be extended to the family of the late Rupert Davis, former Building Superintendent of City Hall.

CARRIED

(4) Moved by Ald. Webb,
Seconded by Ald. Travers,

That congratulations be extended to the Montreal Canadiens on having restored the Stanley Cup to its origin.

CARRIED

(5) Moved by Ald. Breen,
Seconded by Ald. French,

That Council do now adjourn.

CARRIED

Council adjourned at 10:17 p.m.

(L.S.)

(signed) *T.J. McKibbin,*
Clerk-Comptroller.

(signed) *George N. Speal,*
Mayor.

Local Govt

CITY COUNCIL MEETING NO. 14

The Regular Meeting of City Council Was Held in the Council Chamber at City Hall on Monday, June 14, 1976, at 8:02 P.M. His Worship, Mayor Speal, presided.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers (14)

TABLING OF DOCUMENTS

(14) *The Durham Subregion: A Strategy for Development to 1986*, by The Honourable W. Darcy McKeough, Treasurer of Ontario.

(15) *Toronto-Centred Region Program Statement*, by The Honourable W. Darcy McKeough, Treasurer of Ontario.

(16) *Ontario's Future: Trends and Options*, by The Honourable W. Darcy McKeough, Treasurer of Ontario.

(17) *Statistical Appendix to the Northeastern Ontario Regional Strategy*, by The Honourable W. Darcy McKeough, Treasurer of Ontario.

(18) *Northeastern Ontario Regional Strategy*, by The Honourable W. Darcy McKeough, Treasurer of Ontario.

(19) *Ontario's Changing Population, Volume 1 and 2*, by The Honourable W. Darcy McKeough, Treasurer of Ontario.

(20) *Development Strategy, Northumberland Area Task Force, by* the Northumberland Area Consulting Group.

(21) *Ontario Tax Studies 11 - Regional Government in Perspective: A Financial Review*, by the Ministry of Treasury, Economics and Intergovernmental Affairs, Municipal Finance Branch.

MINUTES

Moved by Ald. Miller,
Seconded by Ald. Timmins,

That the Minutes of City Council Meetings No. 10 and 11, held April 12 and 26, 1976, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of communications 386 to 390.

COMMUNICATIONS (cont'd)

To Be Filed

(352) From The Corporation of the City of Brantford notifying of their Council's decision to endorse the City's resolution concerning the charging of fees for zoning by-law and official plan amendments.

(353) From the Kingston and District Minor Lacrosse Association thanking Council for the grant, in the amount of $500.00, and enclosing a receipt for that amount.

(354) From The Canadian National Institute for the Blind thanking Council for their grant, in the amount of $3,000.00, and enclosing an official receipt for that amount.

(355) From Tilley Carson & Findlay, Solicitors, enclosing a copy of a letter from the Clerk of the Executive Council, acknowledging receipt of the City's petition, filed on May 25, 1976, in regard to "Kingston Regional" Shopping Centre. (See also Communications 360 and 367.)

(356) From the Kingston and District Association for the Mentally Retarded thanking Council for their grant in the amount of $1,000.00, and recognizing that the City has restraints placed on its budget for this year.

(357) From the Empire Life Insurance Company notifying that the City's renewal rates have been reduced, in accordance with the good financial position of the policy and the age, sex and amount distribution of the members, effective June 1, 1976, and are as follows:

Life Insurance	$0.30 per month per $1,000. of insurance (previous rate - $0.35)
Double Indemnity (Firemen)	$0.06 per month per $1,000. of insurance (previous rate - $0.06)

(358) Copy of *Water Line* published by Rockwell International of Canada Ltd.

(359) Copy of *NBC/NFC News* published by the National Research Council of Canada for the Associate Committees on the National Building and National Fire Codes.

(360) From Tilley, Carson & Findlay, Solicitors, enclosing a copy of a letter from the Clerk of the Executive Council acknowledging receipt of the citizen's petition, filed May 31, 1976, concerning "Kingston Regional" Shopping Centre.

(361) From the Canadian Mental Health Association, Ontario Division, thanking Council for the grant of $200.00 and enclosing an official receipt in that amount.

(362) From The Gadabouts, Senior Citizen's Choir, thanking Council for their grant in the amount of $1,000.00, and enclosing a receipt for that amount.

(363) From the Ministry of Housing, Ontario Housing Corporation, notifying that Mrs. Kathleen Hay has now been officially appointed a member of the Kingston Housing Authority, by Order in Council No. 1364/76, and is designated a Provincial representative on the Authority.

(364) Copy of a News Release by the Ministry of State, Urban Affairs Canada, concerning *La Salle Academy: A Heritage Building in Black and White.*

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(365) Copies of *Background* dated May 17, 25 and 31, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(366) From the family of the late former aldermen, F.R. Graves, thanking Council for its expression of sympathy.

(367) From Perry, Farley & Onyschuk, Solicitors for the Campeau-Eaton group, notifying that they have filed a petition against the decision of the Ontario Municipal Board in the matter of the Kingston Regional Shopping Centre.

(368) From the Ontario Conference on Local Government thanking Council for the contribution (grant) which will be used solely to further the education of local citizens of our Province in the processes of local government.

(369) From the Canadian Transport Commission acknowledging receipt of the City's 'representation' concerning Otonabee Airways Limited and notifying that the matter will be brought before the Air Transport Committee.

(370) From Job Bank, Students' Memorial Union, Queen's University, thanking Council for their grant this year and stating, for information purposes, that they have received over 750 applications of which over 400 have been located in full or part-time jobs.

(371) From the Rural Ontario Municipal Association thanking Council for their being allowed to use Council Chambers to conduct the mid-term meeting of ROMA, and commenting that the members were most impressed with the restoration of the building.

(372) From the Kingston Arts Council thanking Council for the grant in the amount of $500.00, a tangible vote of confidence.

(373) From the Elizabeth Fry Society thanking Council for once again giving financial support to the agency, especially in this time of financial constraint.

To Be Referred to the Community Services Committee

(374) From Mrs. Irene Mooney, stating:

> *"I would like to oppose the raising of dog fees for these reasons:*
>
> *Why does only the female have to be spayed? After all, she cannot produce pups alone. To me this is discrimination. If we want to keep down the dog population, then the male should have to have a vasectomy also. After all, one untreated dog can father hundreds of pups, whereas a female can only produce half-a-dozen at a time.*
>
> *Raising the fee is hurting the little person who keeps his dog in and looks after him. These are not the people who are causing the trouble. I am all for raising the fines and enforcing the by-law.*

COMMUNICATIONS (cont'd)

To Be Referred to the Community Services Committee (cont'd)

(374) (cont'd)

> *Cats should be included in the by-law too, as they can be a terrible nuisance to other people's property, and are much more destructive than dogs (e.g. killing birds, the awful noise they make, and their smell in warm weather).*
>
> *This reminds me of the story of the bee:*
>
> *"The bee she is a busy soul;*
> *She has no time for birth control.*
> *That is why, in times like these,*
> *There are so many sons of bees!"*

(375) From the Ontario Ministry of Community and Social Services notifying that effective May 1, 1976, the per diem rate for residential care services at Rideaucrest in the amount of $18.00 has been authorized, and that official confirmation of the approval will be forwarded shortly.

(376) From The Corporation of the City of Windsor requesting that Council endorse their following resolution:

> *"WHEREAS health authorities have recommended that precautions be taken to prevent a possible encephalitis outbreak this comming summer;*
>
> *AND WHEREAS spraying of mosquito larvae is essential to the control of encephalitis;*
>
> *AND WHEREAS there is a danger that encephalitis will be much more widespread throughout the Province this year and should be considered as a health hazard and included in the regular preventive programme undertaken by health units and local Boards of Health throughout the Province;*
>
> *AND WHEREAS preventive programmes which are normally carried out by health units are subsidized by the Province to the extent of 75%;*
>
> *THEREFORE BE IT RESOLVED that Premier W.G. Davis and the Honourable F. Miller, Minister of Health, be urged to introduce legislation to authorize payment of a 75% Provincial subsidy on approved expenditures to municipalities, Health Units or Boards of Health which carry out a mosquito spraying programme for the control of encephalitis."*

Which Has Been Referred to the Public Works Committee

(377) From Kingston General Hospital notifying that they are prepared to contribute funds toward the cost to increase the width of the sidewalk on Lower University Avenue, their share estimated to be $2.50 per square foot; requesting that the walk be widened to 8 feet, and that the proposed widening be commenced as soon as possible.

COMMUNICATIONS (cont'd)

To Be Referred to the Public Works Committee

(378) From the Little Cataraqui Environment Association expressing concern about the raw sewage which is, at times, released into the Little Cataraqui Creek as well as Lake Ontario, and inquiring if any records are kept as to the amount of chlorine being added to dilute the effluent entering the Creek.

To Be Referred to the City of Kingston Planning Board

(379) From the Ontario Municipal Board notifying that in the matter of Lemoines Point, a "Hearing" has been scheduled for Monday, July 19, 1976, at 2:00 P.M. in the new Kingston Township Hall, R.R. #3, for the hearing of all aprties interested in supporting or opposing the application.

(Note: Hearing concerns Township of Kingston Official Plan designation of Lemoine Point as "Major Recreational Open Space" which was referred by the Ministry of Housing to the O.M.B.

(380) From Marshall Macklin Monaghan Limited, Consulting Engineers, enclosing copy of their reports *Summary of the Community Impact Study, Lennox Generating Station,* and *Lennox Generating Station, Community Impact Study,* requesting that any question or comments be forwarded to them within the next few weeks so that further discussions can be held.

To Be Filed

(381) From Club de Hockey Canadien, Inc., thanking Council for the congratulatory message on their Stanley Cup victory.

(382) Copy of a Brief submitted by the Cataraqui, Frontenac and St. Lawrence Wards Ratepayers' Association, Kingston, to the Royal Commission on Electrical Power Planning.

(383) From the Agnes Etherington Art Centre enclosing a copy of the Annual Report of the Gallery Association and noting that the recent "Sculpture Vote" demonstrated a great deal of public interest in that over 800 ballots were recorded.

To Be Referred to the Community Services Committee

(384) From the Ministry of the Environment enclosing a copy of the *Model Municipal Noise Control By-Law, Revised May, 1976,* being the final draft of the By-Law, and asking that any comments concerning technical content of the By-Law be submitted in writing.

To Be Referred to the Finance and Accounts Committee

(385) From the International Hockey Hall of Fame and Museum, Inc., making application to lease the ground floor of the building at Alfred and York Streets effective January 1, 1977, or at a mutually agreed upon date.

COMMUNICATIONS (cont'd)

To Be Filed

(386) From Keith Norton, Parliamentary Assistant to the Treasurer of Ontario, acknowledging receipt of the City's resolution concerning smoking in public places, notifying that discussions are taking place with staff of the different ministries involved as to the desirability of amending The Municipal Act to enable municipalities to regulate smoking, and that as soon as the matter is resolved, the City will be notified of the outcome.

(387) From the Corporation of the City of London endorsing Council's resolution concerning the charging of fees for zoning by-law and official plan amendment applications.

(388) From the Ontario Ministry of Housing enclosing a Certificate of Eligibility authorizing the City to participate in the Federal Incentive Grant Program

To Be Referred to the City of Kingston Planning Board

(389) From MDK Developments Ltd. notifying of their willingness to incorporate into the site plan agreement with the City the following conditions:

a) Commercial buildings would be set back a minimum distance of 50' from Albert Street;

b) No access for vehicles to or from the property onto Albert Street,

which in their opinion would satisfy most of the objections made at the recent public meeting as well as eliminate the need to rescind By-Law No. 8723.

To Be Referred to the Finance and Accounts Committee

(390) From The Children's Aid Society of the City of Kingston and County of Frontenac (Incorporated) notifying that the Society has found it cannot provide adequate services with the budget established under guidelines of the Ministry, requesting that Council approve a supplementary budget, in accordance with Regulation 4b(3) of the Child Welfare Act, for consideration by the Minister of Community and Social Services.

		Previous	Revised	Increase
Budget Total	=	$791,129.	$813,808.	$22,679.
City's share		130,926.	134,447.	3,521.

PETITIONS

(1) Having 47 signatures, and stating:

> *"We, the undersigned property owners, wish to express our objection to the proposed extension of Old Quarry Roat at its eastern extremity for the following and other reasons:*
>
> *(a) it will result in increased traffic from inside and outside the new housing development*
>
> *(b) the street is inadequately surfaced and poorly designed."*

REFERRED TO TRANSPORTATION COMMITTEE

REPORTS

Ald. Gerretsen presented Report No. 62 of the Transportation Committee as follows:

Moved by Ald. Gerretsen, Seconded by Ald. Allmark, that Report No. 62 of the Transportation Committee be received and adopted.

REPORT NO. 62

To The Mayor and Aldermen May 26, 1976

The Transportation Committee reports and recommends as follows:

1. That the action of the Committee authorizing the 2587 Princess of Wales Own Regiment Cadet Corps. to hold a parade on Saturday, May 29th, 1976, and thereby close Ontario Street between Brock and Market Streets, from 8:30 a.m. to 11:30 a.m., be ratified.

CARRIED

Respectfully submitted,

(signed) J.P. Gerretsen (Chairman)
G. Allmark
T.D. French
J. Hawkins
Dave Travers

* * *

Ald. Matthews presented Report No. 63 of the Community Services Committee as follows:

Moved by Ald. Matthews, Seconded by Ald. Allmark, that Report No. 63 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 63

May 27th 1976.

TO THE MAYOR AND ALDERMEN:

The Community Services Committee reports and recommends as follows:

REPORTS (cont'd)

Report No. 63 - Community Services Committee (cont'd)

1. That, notwithstanding the provisions of Section 65 of By-Law No. 10, permission is hereby given to the Department of the Solicitor General for a firing range at the Correctional College at 443 Union Street and the use of the basement at 11 Queen Street by the Kingston Police Department for a firing range at Police Headquarters be ratified, approved, and confirmed.

CARRIED

2. That the following resolution of the Town of Richmond Hill be endorsed:

"BE IT RESOLVED that the Council of the Town of Richmond Hill recognizing its responsibility as a duly elected body, by the people and as such can express an opinion for the people, does exhort the Federal and Provincial Governments:

a) to put to the forefront of their energy timetables, the availability of funds, as required, for further exploration in alternative methods of power production; i.e. wind, solar, tidal, etc., all of which are commanding serious attention all over the world, except in Canada.

b) to seriously study the critics of atomic reactors in the context of real future viability when atomic pollution could become a worse alternative to runnin out of oil and coal".

CARRIED

3. That the following resolution of the City of London be endorsed:

"THAT WHEREAS the Ministry of the Environment of the Province of Ontario has been studying methods of regulating beverage packaging since February 1973, when it established the Beverage Packaging Working Group of the Solid Waste Task Force;

AND WHEREAS in a letter to the City of London dated July 2, 1974, the then Minister of the Environment, The Honourable William G. Newman, stated:

> *"...while I feel that the recommendations of the Group (Beverage Packaging Working Group of the Solid Waste Task Force) do indicate the direction in which Government should move, I believe that there is a need for more direct action in a number of areas. The various options for such additional action are being studied intensively within my Ministry at this time, and I hope to put forward proposals in the near future that will achieve the results that I believe the public expects";*

AND WHEREAS, the recent experience of the City of London in having enacted and enforced a by-law to prohibit the retail sale of carbonated soft drinks in non-returnable/non-refundable glass and metal containers within the Municipality showed little inconvenience to and a wide degree of acceptance by the public, as well as a high degree of compliance by both large and small retailers;

REPORTS (cont'd)

Report No. 63 - Community Services Committee (cont'd)

3. (cont'd)

AND WHEREAS Ontario Regulation 998/75 relating to containers for carbonated soft drinks, made under The Environmental Protection Act, 1971, and put into effect on January 1, 1976, does not eliminate the non-returnable carbonated soft drink container, but merely protects an existing form of packaging that is not only environmentally unacceptable, but has also proven to be completely unnecessary;

AND WHEREAS it has become evident both to Provincial and Municipal authorities that the beverage packaging industry does not intend to voluntarily replace non-returnable beverage container systems with returnable systems;

AND WHEREAS both the present Minister of the Environment of Ontario, The Honourable George A. Kerr, and his predecessor, The Honourable William G. Newman, have publicly acknowledged the failure of the Province's program to effect voluntary conversion by the beverage packaging industry to returnable packaging systems within a reasonable period of time;

THEREFORE BE IT RESOLVED that the Minister of the Environment of Ontario, The Honourable George A. Kerr, be urged to supplement existing legislation to make returnable packaging systems mandatory not only for carbonated soft drinks, but also for all other heavy consumption beverages such as beer and liquor, except where other types of systems can be shown to be environmentally more acceptable.".

CARRIED

4. THAT, as it is believed that the present legislation is adequate that NO ACTION BE taken on the following resolution of the City of Windsor:

"THAT WHEREAS a severe snowstorm caused serious disruption in the conduct of the municipal election held on Monday, December 2, 1974, in Windsor; and

WHEREAS, because of the storm, a number of polling places in the City did not open or opened late, resulting in those polling places opening again on the following day under the provisions of Section 67 of The Municipal Elections Act; and

WHEREAS an action was taken in the County Court to invalidate the election, which was unsuccessful but which focused attention on the inadequacies of the provisions of The Municipal Elections Act, and particularly, Section 67, which reads as follows:

> *"67. If by reason of riot or other emergency the voting at a polling place is not commenced on the proper day or is interrupted after being commenced and before the lawful closing thereof, the clerk or deputy returning officer, as the case may be, shall hold or resume the polling on the following day at 11 o'clock in the forenoon and continue the same from day to day, until the poll has been opened without interruption and with free access to voters for nine hours in all. 1972,c.95,s.67."; and*

REPORTS (cont'd)

Report No. 63 - Community Services Committee (cont'd)

4. (cont'd)

WHEREAS there should be provision for postponing an election in instances of extreme emergencies;

THEREFORE BE IT RESOLVED that Section 67 of The Municipal Elections Act be rewritten to provide for the following:

Proposed Amendments to Section 67

a) *That the words 'riot or other' be deleted so as to give a broader meaning to the word 'emergency'.*

b) *That the late opening of polling places be specifically dealt with in this section, as well as situations where 'voting at a polling place is not commenced on the proper day or is interrupted after being commenced'.*

c) *That the section be reworded to make it clear that only the Clerk or his appointed assistant shall decide whether to '...hold or resume the polling on the following day...'*

d) *That the Clerk be made responsible for deciding that an emergency exists for purposes of this section.*

e) *That the words 'free access' be clarified.".*

CARRIED 10:4

5. That By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and For the Control of Animals Suspected of Having Rabies", be amended to repeal sections 1 to 18 inclusive of the said by-law and substitute Sections 1 to 17 as attached to this report, it being noted that the following major changes have been made:

a)	PRESENT - LICENSE FEES			PROPOSED LICENSE FEES		
	Male	Female	Spayed Female	Male	Female	Spayed Female
1st Animal	$3.	$10.	$3.	$6.	$20.	$6.
2nd Animal	$6.	$20.	$6.	$12.	$40.	$12.
3rd Animal	$12.	$40.	$12.	$24.	$80.	$24.
etc.				etc.(Alderman Matthews opposed).		

	PRESENT FINES	PROPOSED FINES
b)	Provision for a fine on summary conviction of the provisions of this by-law of not less than twenty dollars for the first offence, thirty dollars for the second offence and fifty dollars for the third and each subsequent offence exclusive of costs.	Provision for a fine on summary conviction of the provisions of this by-law of not less than thirty-five dollars for the first offence and not more than fifty dollars for the third and each subs offence exclusive of costs.
c)	Notwithstanding (b) provision for a fine on summary conviction for a dog running at large of Twenty Dollars for the first offence, Thirty Dollars for the second offence and Fifty Dollars for the third and each subsequent offence exclusive of costs.	Notwithstanding (b) provision for a fine on summary conviction for a dog running at large of Thirty-five Dollars for a first offence and Fifty Dollars for the second and each subsequent offence exclusi of costs.

REPORTS (cont'd)

Report No. 63 - Community Services Committee (cont'd)

5. (cont'd)

d) Provision made in the proposed by-law for the following definition of "dog running at large" in accordance with the new legislation:

"For the purpose of this by-law, a dog shall be deemed to be running at large if it is found in any place other than the premises of the owner of the dog and not under the control of any person".

e) Provision for a voluntary payment of $10.00 for the first infraction of the by-law within a period of 7 days. Violation tickets will be issued.

f) Payment of Pound Fees by the Owner of a dog running at large of $6.00 for the initial 48 hours and $3.00 per day thereafter.

NOTE: Existing by-law provides for payment of $2.00 for the initial 48 hours and $1.00 per day thereafter.

CARRIED WITH SCHEDULE AMENDED
(See Following Motion)

Moved by Ald. Miller,
Seconded by Ald. McArthur,

That the schedule attached to Clause 5, Report No. 63, be amended in Section 7 thereof by adding the words "or animal" after the word "person" and by adding the words "or private" after the word "public" in the second line of the paragraph.

CARRIED

. That By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation", be amended to provide for the same penalties for dogs running at large in parks, defecating in parks or swimming in the swimming pool or bathing beach as in By-Law No. 8 and to provide for a voluntary payment of $10.00 within 7 days for first infractions of these sections of the by-law.

NOTE: By-Law No. 19 now provides for a voluntary payment of $1.00 for dogs swimming in any water, bathing beach or swimming pool, or fouling any areas of any public parks, unless the droppings are picked up. A period of two days is given.
Provision is made for a fine of $20.00 for the first offence $30.00 for the second offence and $50.00 for the third and each subsequent offence, exclusive of costs for dogs running at large. A fine of up to $50.00 exclusive of costs is provided for other offences of the by-law involving dogs.

CARRIED

7. That the week of June 27th to July 2nd be proclaimed "Courtesy Week" in the City of Kingston.

CARRIED

REPORTS (cont'd)

Report No. 63 - Community Services Committee (cont'd)

8. That as recommended by the Purchasing Agent, and concurred in by the Administrator of Rideaucrest Home, the tender of Bourdeau Heating in the amount of $18,777.00 for air conditioning of the laundry and kitchen at Rideaucrest Home be accepted it being noted that this is the lowest tender received.

NOTE: An Amount of $25,000 has been included in the 1976 Budget for this purpose.

CARRIED

Respectfully submitted,

(signed) *K.W. Matthews* *(Vice-Chairman)*
G. Allmark
Neil McArthur
Lois E. Miller

(Consolidated)

BY-LAW NO. 8

A BY-LAW TO PROVIDE FOR THE LICENSING AND REGULATION OF DOGS AND CATS AND FOR THE CONTROL OF ANIMALS SUSPECTED OF HAVING RABIES

PASSED:

The Council of the Corporation of the City of Kingston enacts as follows:

1. Sections 1 to 18 inclusive of By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies", and amendments thereto, are hereby repealed and Sections 1 to 18, inclusive, as follows, are substituted in lieu thereof:

"1. In this by-law:

(a) "Dog" shall include bitch, unless a contrary intention appears.

(b) "Dog Pound" shall mean the animal shelter at Division Street.

(c) "Commercial Kennel" means any establishment or premises other than "Veterinary Hospital" or "Pet Shop" as defined herein, where four (4) or more dogs or cats or aggregate thereof are kept for commercial purposes, including but not limited to board, propagation and treatment.

(d) "Veterinary Hospital" means any establishment or premises operated under the supervision of a duly licensed veterinarian for the medical treatment of domestic animals or pets.

(e) "Pet Shop" means any establishment or premises maintained for the purchase, sale or exchange of domestic pets of any type.

(f) "Pet Kennel" means any establishment or premises where four (4) or more dogs or cats or aggregate thereof over four (4) months of age are kept for non-commercial or for any purpose other than as defined in "Commercial Kennel", "Veterinary Hospital", or "Pet Shop".

(g) "Owner" of a dog shall include any person who possesses or harbours a dog, and "owns" and "owned" shall have a corresponding meaning.

(h) "By-Law Enforcement Officer" shall mean a person employed by the City of Kingston to enforce by-laws and shall include a police officer.

2. (a) The owner of any dog shall, on or before the thirty-first day of January in each year, or so soon thereafter as such dog shall attain the age of six (6) months, cause the same to be registered, numbered, described and licensed in the office of the City Treasurer, who shall furnish a tag with the registered number of each dog and every such owner shall pay for such license and registration fees in accordance with the following schedule:

1) For a male dog, if only one is owned in any one household.. $6.00

2) For each additional male dog, where more than one is owned in any one household, the registration and license fee shall be two times as much as the fee for the next preceding male dog, i.e.,

2. (cont'd).

(a) (2)(cont'd.)

for the second male dog, the fee shall be........$12.00
for the third male dog, the fee shall be........ $24.00
for the fourth male dog, the fee shall be........$48.00
etc.

(3)For a bitch, except a spayed bitch, if one is owned in any one household.......................$20.00

(4)For each additional bitch, except a spayed bitch, where more than one is owned in any one household, the registration and license fee shall be two times as much as the fee for the next preceding bitch, i.e.,

for the second bitch, the fee shall be..........$40.00
for the third bitch, the fee shall be...........$80.00
for the fourth bitch, the fee shall be.........$160.00
etc.

(5)For a spayed bitch, if only one is owned in any one household.................................$ 6.00

(6)For each additional spayed bitch, where more than one is owned in any one household, the registration and license fee shall be two times as much as the fee for the next preceding spayed bitch, i.e.,

for the second spayed bitch, the fee shall be...$ 12.00
for the third spayed bitch, the fee shall be....$ 24.00
for the fourth spayed bitch, the fee shall be...$ 48.00
etc.

(b) Provided, nevertheless, that the owner or possessor of a kennel of pure bred dogs which are registered in the "Canadian Kennel Club Incorporated" may, on or before the thirty-first day of January in each year, in lieu of registering and licensing each dog as hereinbefore required, pay to the City Treasurer the sum of Twenty-Five Dollars ($25.00) instead of the fee hereinbefore provided, which sum shall be the fee for all the dogs composing such kennel for one year, and the City Treasurer shall issue a special license for each kennel upon the production of a certificate from the keeper of such Register or a certified extract from the said Register, showing that all the dogs composing such kennel have been registered, and upon the payment of said sum of Twenty-Five Dollars ($25.00).

(c) Provided also that each applicant for the first license for a spayed bitch shall produce to the City Treasurer at the time of making the application, a certificate of a Veterinary Surgeon that such bitch has been spayed.

(d) No owner shall register a bitch as a male dog.

3. It shall be unlawful for any person, whether licensed or not, to keep, use or maintain within the City of Kingston any commercial kennel, veterinary hospital, pet shop or pet kennel in such manner that the same is found by the Medical Officer of Health to be nauseous, foul or offensive or a public nuisance, and upon such findings any license therefor may be revoked by the City Council.

4. No owner shall allow his dog and/or cat to run at large in the City of Kingston, and any dogs and/or cats running at large shall be liable to be captured as hereinafter provided.

5. For the purpose of this by-law, a dog shall be deemed to be running at large if it is found in any place other than the premises of the owner of the dog and not under the control of any person.

6. No owner shall allow his dog to defecate on any property, other than the property of its owner or other private property by permission, unless the droppings are forthwith cleaned up.

7. No owner of any dog shall suffer or permit such dog to attack any person or animal on a street or other public or private place or to do any damage, and if any complaint thereof is made to a Justice of the Peace, such Justice of the Peace may, if satisfied that such complaint is substantiated, order such owner to deliver such dog over to the Dog Pound in order that it may be destroyed, and if such owner shall refuse or neglect to deliver such dog over to the Dog Pound within twenty-four (24) hours, he shall be liable to the penalties of this by-law."

8. No owner of any dog shall permit such dog to become a nuisance by unnecessarily barking, or making undue noise.

9. Every owner of a dog who allows such a dog to charge a person, without actually attacking to the degree of physical contact or harm, shall be guilty of an offence and liable to the penalties of this by-law.

10. Council, shall, at its discretion, make arrangements for compensation and appoint one or more By-Law Enforcement Officers to enforce this by-law and other by-laws.

11. Any dog &/or cat running at large may be captured and taken to the Dog Pound by the By-Law Enforcement Officer, any Police Officer, or other person duly authorized thereto by the Mayor, Justice of the Peace or Chief of Police.

12. Any authorized person may capture any dog running at large, and may deliver any such dog to the keeper of any dog pound, who shall impound the same, and the owner of such dog may be permitted to redeem the same.

a) upon producing satisfactory evidence that the provisions of Section 2 of this by-law have been complied with; and

b) upon payment of the sum of $6.00 for the initial 48 hours and $3.00 per day thereafter to the operators of the Dog Pound to cover the cost of the keep of the dog.

13. The pound-keeper shall keep a record of every dog impounded or seized, including the date it was impounded, a description of the dog, the license and tag number if it wore a tag, and the date of disposition and the disposition made.

14. When any person suspects that an animal has rabies, or that an animal has been bitten by an animal suspected of having rabies, he shall forthwith notify the Medical Officer of Health.

15.(a) For the first offence during a calendar year, the owner of a dog which is found to be running at large in contraventio of Section 4 of this by-law, or the owner of a dog which contravenes Sections 2, 3, 6, 7, 8 or 9 of this by-law or Section 17(b) &(c), By-Law No. 19, shall be issued a violation ticket by the By-Law Enforcement Officer. The violation ticke shall be in the form of a serially numbered notice stating.

i) Name and address of the owner.

ii) The date, time and place of the alleged offence.

iii) The dog license number if the dog wore a tag, and a description of the dog.

iv) The nature of the offence.

v) That the owner has committed an offence against the dog control regulations contained in By-Law No. 8, as amended, as applicable, or By-Law No. 19, as amended, as applicable.

vi) That the owner of the dog may make a voluntary payment of the penalty to the City of Kingston within seven days after the day when the ticket was issued, exclusive of Saturdays, Sundays or Holidays, during office hours.

vii) That in the event of failure to so report and make such payment, a summons may be issued under The Summary Convictions Act.

(b) The violation ticket shall be prepared in triplicate and the By-Law Enforcement Officer shall deliver one copy to the owner of the dog and the other copies to the City of Kingston.

(c) The owner may, within seven days, exclusive of Saturdays, Sundays and holidays, after the day when the ticket was issued, pay to the City of Kingston during office hours t sum of Ten Dollars and in the event of failure to so repor and make such payment, the provisions of Section 17 are applicable.

16. (a) Every owner of a dog who contravenes any of the provisions of this by-law shall be guilty of an offence and on summar conviction is liable to a fine of not less than thirty-fiv dollars and not more than fifty ($50.00) dollars for the third and each subsequent offence, exclusive of costs.

(b) Provided, nevertheless, that the owner of a dog who allows it to run at large contrary to Section 4 of this by-law is guilty of an offence and on summary conviction is liable to a fine of Thirty-Five ($35.00) dollars for the first offence, and Fifty ($50.00) Dollars for the second and eac subsequent offence, exclusive of costs.

17. It is hereby declared that notwithstanding any section or sections of this by-law or parts thereof, may be found by Court of Law to be bad or illegal or beyond the power of t Council to enact, such section or sections or parts thereo shall be deemed to be severable and that all other section parts of this by-law are separate and independent therefro enacted as such.

REPORTS (cont'd)

Ald. Keyes presented Report No. 64 of the City of Kingston Planning Board as follows:

Council consented to the amendment of Clause 2 by deleting the words "as amended, approved and in force in the City of Kingston." and substituting therefor the words "Amendment No. 84 which has not yet been approved by the Minister."

Council consented to the amendment of Clause 3 by deleting the figures "8.27" in subsection B. and substituting therefore the figures "0.27".

Council consented to the addition of Clause 12 to 14 which, inadvertently, were not printed and distributed with the Agenda.

Moved by Ald. Keyes, Seconded by Ald. Miller, that Report No. 64 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 64

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS it is considered desirable to encourage the active residential use of existing buildings throughout the Central Business District; and

   WHEREAS By-Law No. 8499, as presently drafted, contains provisions which restrict this form of conversion for residential purposes; and

   WHEREAS many buildings in this area are too small to accommodate multiple family apartments if so converted,

   THEREFORE BE IT RESOLVED that By-Laws be presented to Council as follows:

   (A) to amend the Official Plan of the City of Kingston by adding the following as Section 5-32(a),

   "Residential accommodation will be allowed over commercial uses in existing buildings throughout Specific Area No. 1."

   (B) to amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston, by adding the following at Section 20.3(j):

   "20.3(j) *Conversion of Existing Buildings*

   Notwithstanding anything to the contrary contained within this by-law, any building erected on or before the date of approval of this by-law and located in the C zone east of Division Street, may be converted in such a manner as to contain one or more dwelling units subject to the regulations of the C zone as set out in Section 20.3 of this by-law provided that:

   (i) *all such dwelling units are located in or above the second storey (exclusive of the basement or cellar),*

REPORTS (cont'd)

Report No. 64 - City of Kingston Planning Board (cont'd)

1. (B) (cont'd)

> *(ii) there is no expansion or enlargement of the external walls or roof of the existing buildings,*
>
> *And save and except that there shall be no regulations regarding Minimum Front Yards, Side Yards, Rear Yards and Maximum Percentage of lot coverage."*

(See By-Laws 1 & 2: No. 8867 and 8868) *CARRIED*

2. That Council does hereby certify that By-Law No. 8868, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Conversions of Existing Buildings Located in C Zone East of Division St.), is in conformity with Official Plan Amendment No. 84 which has not yet been approved by the Minister.

CARRIED AS AMENDED

Ald. Keenleyside declared a Conflict of Interest in Clause 3 due to pecuniary reasons.

3. WHEREAS BY-Law No. 8723, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone Land Located on Albert Street from "A" (one and two family) Residential to "C" Commercial)," has been given three readings by Council and notice has been sent to the affected property owners; and

WHEREAS a petition having 18 signatures, and 11 letters objecting and 2 letters supporting this by-law have subsequently been received and considered by Planning Board; and

WHEREAS a public meeting has been held with respect to this By-Law; and

WHEREAS commercial development with direct frontage on Albert Street on this site is not desirable;

THEREFORE BE IT RESOLVED that By-Laws be presented to Council to amend Zoning By-Law No. 8499 as follows:

A. by rescinding By-Law No. 8723.

B. by amending Zoning Map No. 19 so as to rezone that parcel of land consisting of approximately 0.27 acres located 50 feet east of Albert Street, as shown on a copy of Zoning Map No. 19 which is attached hereto as Schedule "A" from zone A (Residential) to zone C (Commercial).

REPORTS (cont'd)

Report No. 64 - City of Kingston Planning Board (cont'd)

3. (cont'd)

AND FURTHER, that the developer agrees to the following conditions:

(a) there be no access to Albert Street;

(b) underground parking be permitted;

(c) the setback be 50 feet from Albert Street;

(d) the 50 foot setback be used for landscaping purposes only.

(See Following Motions)

Moved by Ald. Mackenzie,
Seconded by Ald. Hawkins,

That Clause 3, Report No. 64, be amended by adding the words "of from" after the words "no access to" in section (a) thereof.

CARRIED

Moved by Ald. Hawkins,
Seconded by Ald. Mackenzie,

That Clause 3, Report No. 64, be referred back to the Planning Board.

CARRIED 9:4
(Ald. Keenleyside abstained)

4. That Council does hereby certify that By-Law No. 8869 A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone Land Located 50 feet East of Albert Street from A (Residential) to C (Commercial) is in conformity with the Official Plan, approved and in force in the City of Kingston.

WITHDRAWN

5. WHEREAS By-Law No. 8729, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone Land Located East of Carlisle Street from A Residential to P General Recreation Park)," has been given three readings by Council and notice has been sent to the affected property owners; and

WHEREAS a petition objecting to this by-law has subsequently been received and considered by Planning Board; and

WHEREAS Planning Board has re-affirmed its decision approving the zone change:

THEREFORE BE IT RESOLVED that Council re-affirm its decision of January 26, 1976, as contained in Clause 11, Section (2), Report No. 7.

CARRIED

REPORTS (cont'd)

Report No. 64 - City of Kingston Planning Board (cont'd)

6. That the account of De Leuw Cather Canada Limited in the amount of $2,570.37 (NIP Traffic Study) be approved for payment.

CARRIED 11:3
(Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside Opposed)

7. WHEREAS plans have been submitted by Dacon Corporation Limited for the construction of an eighty unit development, to be located on Wright Crescent and Palace Road; and

WHEREAS application has been made for development control approval of the plans; and

WHEREAS the plans have been examined by the Site Plan Committee and the Technical Planning Committee and have been recommended for approval by these committees subject to certain conditions; and

WHEREAS Planning Board concurs with the recommendations of the Site Plan and Technical Planning Committees;

THEREFORE BE IT RESOLVED that the following plans, prepared by Stephen Katz, Architect:

Plan #1 April 1976 - Setting Out Site Plan
Plan #2 April 1976 - Site Services
Plan #3 April 1976 - Grading Plan
Plan #4 March 1976 - Floor Plans and Cross Sections
Plan #5 April 1976 - Elevations
Plan #6 April 1976 - Elevations
Plan #7 March 1976 - Elevations, Floor Plans and Cross Section

be approved, subject to the applicant entering into a Development Control Agreement with the City, which shall include, among others, the following conditions:

(a) *That the access from Wright Crescent shall be 26' for the depth of the entrance and that the access from Palace Road shall be 24' for the depth of the entrance and that the rest of the access route shall be only 20'.*

(b) *All parking areas and driveways shall be curbed and paved.*

(c) *Garbage pads shown on Wright Crescent and Palace Road shall be removed. Garbage pickup shall be on an individual pickup basis on Wright Crescent. Pickup for the internal units shall also be on an individual basis with garbage being placed adjacent to the internal vehicle route which shall allow through access for garbage packers.*

(d) *A sidewalk shall be constructed at the developer's expense along the entire Wright Crescent frontage of the site.*

(e) *Signs to be located at entrances to the project shall provide directional information as an aid to visitors and emergency vehicles.*

REPORTS (cont'd)

Report No. 64 - City of Kingston Planning Board (cont'd)

7. (cont'd)

(f) *Lighting in the interior of the site shall be provided to the satisfaction of the City.*

(g) *Electrical service metres shall be placed in as inconspicuous a location as possible preferably not on the front of buildings.*

(h) *A Plan showing design of the 6' high wall along Palace Road should be provided. The wall may require modification to allow for improved visibility for the vehicular access to Palace Road.*

(i) *A plan showing how grade changes along south boundary of the development are to be carried out and maintained should be submitted.*

(j) *If the development is to be condominium, plans showing proposed land division must be submitted.*

(k) *Water service to the complex will be fed from the existing watermain on Wright Crescent. Drawings for the internal watermains and private hydrants to be installed at the developer's cost must be approved by the Public Utilities Commission and meet the requirements of the Fire Department.*

(l) *Electric service installation will be underground and loop fed from the Public Utilities Commission's overhead line on Palace Road. The developer will provide all transformer pads, trenching, sand padding and backfilling at his cost.*

(m) *Proposed manhole S-1* shall *be a Type D-139-A rather than D-109-B. (See Plan #2)*

(n) *Proposed manhole F-1* shall *be a Type D-139 with a drop connection as per D-170 and a satisfactory grate. (See Plan #2)*

(o) *The point of connection of the 8" catch basin run and 6" storm service into the proposed 15" storm sewer southwest of Unit #21* shall *be provided with a manhole for maintenance purposes. (See Plan #2)*

(p) *A manhole with appropriate benching* shall *be provided where the storm drains from the north and south join southwest of Unit #74. (See Plan #2)*

(q) *Discharge of drainage from the swimming pool shall be regulated to avoid a sudden surge in the sewer and should only take place during periods of low flow.*

(r) *Landscaping plans shall be submitted to the City within one year.*

(s) *Development shall be in conformity with the above listed plans.*

CARRIED

REPORTS (cont'd)

Report No. 64 - City of Kingston Planning Board (cont'd)

8. WHEREAS plans have been submitted by Queen's University for renovations to the existing Ontario Hall located on University Avenue; and

WHEREAS the plans have been examined and recommended for approval by the Technical Planning Committee; and

WHEREAS Planning Board concurs in the recommendation for approval;

THEREFORE BE IT RESOLVED that the following plans dated May 25, 1976 prepared by Dominick, Thompson, Laframboise and Mallette, Architects, be approved:

Drawing A-1 - Site Plan
Drawing A-2 - Level 1
Drawing A-3 - Level 2
Drawing A-4 - Level 3
Drawing A-5 - Level 4
Drawing A-6 - Level 1 Demolition
Drawing A-7 - Level 2 & 3 Demolition
Drawing A-8 - Level 4 Demolition

CARRIED

9. WHEREAS plans have been submitted by Queen's University for renovations to the University Centre located at University Avenue and Union Street; and

WHEREAS the plans have been examined and recommended for approval by the Technical Planning Committee; and

WHEREAS Planning Board concurs in the recommendation for approval;

THEREFORE BE IT RESOLVED that the following plans dated May 25, 1976 prepared by Arthur Erickson, Architect, be approved:

Drawing A-2 - First Floor Plan
Drawing A-3 - Second Floor Plan
Drawing A-4 - Third Floor Plan
Drawing A-5 - Fourth Floor Plan

CARRIED

10. WHEREAS plans have been submitted by Queen's University for the conversion of a former residence, presently used for office space, back to residential use with five self-contained units, to be located at 121-123 Union Street; and

WHEREAS the plans have been examined and recommended for approval by the Technical Planning Committee; and

WHEREAS Planning Board concurs in the recommendation for approval;

THEREFORE BE IT RESOLVED that the following plans dated May, 1976, prepared by A. J. Diamond Associates, Architects, be approved:

Plan No. 13A - Ground Floor Plan
Plan No. 13B - Second Floor Plan
Plan No. 13C - Third Floor Plan

CARRIED

REPORTS (cont'd)

Report No. 64 - City of Kingston Planning Board (cont'd)

11. That no action be taken on the application of Homestead Land Holdings Limited for development control approval of the following plans for the construction of a 22 unit, 11 storey apartment building to be located on Ontario Street and Lower Union Street:

Dwg. 1, March 12-15, 1976	*- Site Plan*
Dwg. 2, Jan. 76 - Revised March 16, 1976	*- Sub-Basement*
Dwg. 3, Jan. 76 - Revised March 16, 1976	*- Main Floor*
Dwg. 4, Jan. 76 - Revised March 16, 1976	*- Floor Plan*
Dwg. 5, Jan. 76 - Revised March 16, 1976	*- Floor Plan*
Dwg. 6, Jan. 76 - Revised March 16, 1976	*- Section*
Dwg. 7, Jan. 76	*- Elevations*
Dwg. 8, Jan. 76	*- Elevations*
Dwg. 9, Jan. 76 - Revised March 16, 1976	*- Floor Plan*
Plan 1 Jan. 76	*- Services, Grading.*

Note: The Site Plan and Technical Planning Committees have recommended these plans for approval subject to the following conditions:

a) The applicant shall agree not to object to sharing in future local improvement charges which may be assessed for the purpose of reconstructing the Ontario St. pavement.

b) The applicant shall bear the cost of reconstruction of the sidewalk on the north-west side of Ontario St. across the entire Ontario St. frontage.

c) Storm water shall be drained via lateral to the existing storm sewer in Ontario Street.

d) The inclined portion of the entrance and exit ramps shall be heated for snow removal purposes and shall not encroach on any public street allowance.

e) The retaining wall which parallels Ontario Street across the front of the project shall be set back at least 15' from the street line so that visibility from the entrance and exit ramps is improved.

f) A fire hydrant shall be placed between the structure and Ontario Street, immediately south-east of the most southerly vehicular entrance ramp.

g) A fire route capable of supporting fire fighting equipment along the south-west boundary of the property to the parking area, thence north-easterly across the parking area to a point 20± north-east of the parking area.

h) Development shall be in conformity with the above listed plans.

i) Landscaping plans shall be submitted to the City for approval within one year.

CARRIED

REPORTS (cont'd)

Report No. 64 - City of Kingston Planning Board (cont'd)

12. That the account of Ontario Housing Corporation in the amount of $503.26 which is the City's share of the 1975 Rent Supplement Programme operating losses (7½%) be approved for payment.

CARRIED

13. WHEREAS the Minister of Housing has given draft approval to a plan of subdivision (Newcourt Fields) containing 15.68 acres lying west of Portsmouth Avenue between Nickle Avenue and Johnson Street; and

WHEREAS the approval specifies 32 single family lots; and

WHEREAS increased cul de sac turn around diameter and reduced cul de sac street width result in more street frontage and less street area, the amount of land and street frontage available for lots is thereby increased; and

WHEREAS this has allowed for 1 extra lot within the zoning requirements and without detrimental effect;

THEREFORE BE IT RESOLVED that it be recommended to Council that the Minister of Housing be requested to amend the draft plan approval to allow for a 33 lot subdivision.

CARRIED 13:1
(Ald. Gerretsen Opposed.)

14. That the Fill Application submitted by Kingston Dodge Chrysler (1963) Limited, Lot 17, Concession II, City of Kingston, 1976 for the purpose of extending their parking lot, be approved.

CARRIED

Respectfully submitted,

(signed) *Ken Keyes (Chairman)*
Judith Mackenzie
K.W. Matthews
Lois Miller
D.G. Timmins

* * *

Ald. Keenleyside presented Report No. 65 of the Parks and Recreation Committee as follows:

Moved by Ald. Keenleyside, Seconded by Ald. Timmins, that Report No. 65 of the Parks and Recreation Committee be received and adopted clause by clause.

Report No.65

May 27, 1976

To the Mayor and Aldermen:-

The Parks and Recreation Committee recommends as follows -

REPORTS (cont'd)

Report No. 65 - Parks and Recreation Committee. (cont'd)

1. That the following rates for the rental of housing units at the Portsmouth Olympic Harbour, be approved:-

Triplex Units (3)

$230.00 per month for each unit plus the cost of heating

Single Family Unit

$250.00 per month plus the cost of heating.

(See following Motion)

Moved by Ald. Keyes,
Seconded by Ald. Gerretsen,

That Clause 1, Report No. 65, be amended to show that the cost of utilities is in addition to the monthly rent to be charged.

CARRIED

Clause 1, as amended, was then considered.

1. That the following rates for the rental of housing units at the Portsmouth Olympic Harbour, be approved:

Triplex Units (3)

$230.00 per month for each unit plus utilities and the cost of heating

Single Family Unit

$250.00 per month plus utilities and the cost of heating

CARRIED AS AMENDED

2. That the account of Donald A.Foley Ltd., in the amount of $1547.50, for the supply of float, bulldozer and operator for grading work carried out at McCullough Park, be paid.

CARRIED

3. That the quotation for the supplying of anticipated requirements for the various canteen services operated by the Corporation, for the period ending December 31, 1976, be accepted on the basis of the lowest quotation by item, as detailed in the Purchasing Agent's Summary of Quotations No. 76/26, except where minimum volume delivery qualification clause may apply, such acceptance being on a pro forma basis only with full right of cancellation being vested with the Corporation, it being understood that all prices set out in the Summary are to remain firm for the period in mention, except as otherwise noted, or as may be influenced by any interim change in applicable tax structure.

CARRIED

REPORTS (cont'd)

Report No. 65 - Parks and Recreation Committee. (cont'd)

4. That Schedule B of By-Law No. 21 - A By-law fixing the rental to be charged for Memorial Hall, Council Chambers and Committee Rooms - be amended to include the following revised rental rates and rental conditio for Memorial Hall -

Non Profit Use

(No admission charged)	Existing fee $20.00
Education, Recreation and Charitable Organizations) Community Involvement Social Events) Religious, Fraternal and Service Clubs) Political and Business Meetings)	$15.00 for the first hour + $5.00 for each additional hour (Including set-up, taking down and rehearsal)

*Additional Fees:

Set-up:	Chairs (per 100)	$5.00
	Decanters of Water	$5.00
	P.A. system operator	$4.00
	Extra security	$5.00 per hr. as required b decision of City

Profit-Making Events	$35.00 for the first hour + $5.00 for each additional hour.
Fund Raising Functions (Where profits or a portion thereof are donated to a charitable organization or to a community purpose)	Existing Fee $50.00
Commercial, Private or Non-Community Events	$50.00 for the first hour + $10.00 for each additiona hour. Existing Fee $100.00
Others: Where a minimal admission fee is charged to cover expenses incurred by the event being held i.e. refreshments, secretarial charges, and other like debts which might be incurred.	$15.00 for the first hour + $5.00 for each additional hour. Existing Fee $20.00.

Conditions of Rental:

(a) If the Hall is to be required for more than three hours prior to the event, special arrangements will have to be made with the Parks and Recreation Department.

(b) The Group renting the Hall will be required to relinquish the use of the Hall if it is required by the City.

(c) Groups renting the Hall will be required to make an advance payment amounting to two hours use of the Hall.

REPORTS (cont'd)

Report No. 65 - Parks and Recreation Committee (cont'd)

4. (cont'd)

(d) Rent for the Hall during any twenty-four hour consecutive period shall not exceed the rent that would be charged for eight hours.

(e) During functions when additional security for the building is required in addition to the Commissionaire at the main entrance desk, additional security and staff will be provided at the discretion of the Commissioner at a rate of $5.00 per hour.

CARRIED

At the request of Ald. Hawkins Clause 5 was divided into two sections and voted upon separately.

5. That the quotation of Glen Lawrence Construction Co. Ltd. in the amount of $6,540.00 for paving of the following locations be accepted being the lowest quotation received: -

Lake Ontario Park

Pave an access road from existing park drive entrance west to park exit road, 20 feet wide, 190 feet long.

Cost - $3,490. to be charged to Capital Development - Lake Ontario Park.

Centennial School

Pave a rectangular area 50 feet x 100 feet.

Cost - $1,350.00 to be charged to Parks General Development.

CARRIED

Robert Meek School

Pave a jogging path 660 feet x 5 feet and adjoining area.

Cost - $1,700.00 to be charged to N.I.P. area budget.

CARRIED 11:3

Respectfully submitted,

(signed) *J.L. Keenleyside (Chairman)*
D.G. Timmins
J. Hawkins
Judith Mackenzie
K.W. Matthews

* * *

REPORTS (cont'd)

Ald. Breen presented Report No. 66 of the Public Works Committee as follows:

Moved by Ald. Breen, Seconded by Ald. French, that Report No. 66 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 66

June 7, 1976

To the Mayor and Aldermen

Gentlemen:

The Public Works Committee recommends as follo

1. That the account of K.Mulrooney Trucking Ltd.,
the amount of $1032.50, for rental of dozer and loader with oper
for grading off a number of earth humps into the hollows on lan
owned by the C.P.Rail on west side of Division St north of the
way tracks, as required under the terms of Agreement with C.P.Ra
for use of their land for disposal of snow, be paid.

CARRIED

2. That notwithstanding the provisions of By-law
No.14 - A By-law Relating to Sewers and Drains - the Kingston He
Sciences Centre be permitted to drain storm water from the Healt
Sciences Centre by means of one 10-inch connection to be constru
in the south boulevard of Stuart St from opposite Arch St wester
to connect into the existing 48-inch combined sewer in George St
one 15-inch connection to the same sewer from the south limit of
the site, the Commissioner of Works having reported that the exi
combined sewer has ample capacity to accept the storm flow and h
no history of flooding problems.

CARRIED

3. That the unwritten policy of the City not to en
into agreement with property owners to share the cost of erectin
fences along public walkways be confirmdd, in that the purchaser
a lot had the opportunity to find out that a walkway would exist
beside a lot and he should consider the cost of handling this
situation together with the cost of the lot and because of the c
factor that would result from construction and mainteance.

Note The City agreed to pay half the cost of erectin
a fence along a walkway in Marker Acres Subdivision on t
grounds that this was a special case in that the walkway
not shown on the registered plan of subdivision and when
the adjoining Headway Project plan of subdivision was re
the need for a walkway was apparent and the City had to
bac k to Mr. Marker for the walkway.

LOST 7:7
(See Recorded Vote)

Ald. Gerretsen requested a Recorded Vote on Clause 3 which was as follows:

YEAS: Mayor Speal, Ald. Breen, Ald. French, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Travers (7)

NAYS: Ald. Allmark, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keye
Ald. Miller, Ald. Timmins (7)

REPORTS (cont'd)

Report No. 66 - Public Works Committee (cont'd)

4. That Council declares it desirable that the construction of the following asphalt sidewalk should be undertaken as a local improvement under the provisions of Section 8 of The Local Improvement Act, and that a construction by-law be initiated to authorize the work -

4.5 ft wide asphalt sidewalk on the north side of Weller Avenue from Daly Street easterly 480 ft -

Total estimated cost	-	$6000.00
Owners' share	-	1481.51
Corporation's share		4518.49

provision for this expenditure having been made in the 1976 Public Works Capital Budget.

(See By-Law 4: No. 8870) *CARRIED*

5. That the Purchasing Agent be authorized to purchase an impeller assembly for Snow Blower #297 from SMI Industries at a cost of $757.59 plus Provincial Sales Tax, being the only source of supply, and that the City Treasurer be authorized to pay the account upon certification by the Commissioner of Works that the repair parts have been received.

CARRIED

6. That, as recommended by Gore and Storrie Ltd., Consulting Engineers, the tender of PLS Construction Ltd., Waterdown, Ontario, in the amount of $267,018.00, for the construction of the North End Sewage Pumping Station alterations in accordance with plans and specifications prepared by Gore and Storrie Ltd., be accepted being the lowest tender received.

CARRIED

Respectfully submitted,

(signed) *B.E. Breen* *(Chairman)*
T.D. French
Judith Mackenzie
Neil McArthur
Dave Travers

* * *

Ald. Keyes presented Report No. 67 of the Finance and Accounts Committee as follows:

Council consented to the amendment of Clause 14 by adding the following as the last paragraph:

"-and-

that the contract for the development of Artillery Park be and is hereby awarded to M. Sullivan & Sons Ltd., the lowest bidder, in the total amount of $409,000.00."

REPORTS (cont'd)

Moved by Ald. Keyes, Seconded by Ald. Gerretsen, that Report No. 67 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 67

June 9, 1976

To the Mayor and Aldermen:

The Committee on Finance and Accounts reports and recommends as follows:

Ald. French declared a Conflict of Interest in Clause 1 due to pecuniary interests.

1. That List of Accounts No. 4, dated April, 1976, in the amount of $5,197,414.36, and List of Accounts No. 5, dated May, 1976, in the amount of $14,372,905.35, for expenditures incurred under proper authorization be approved.

   (Note: Copy of List No. 4 distributed to each member of Council on May 7, 1976, and Copy of List No. 5 distributed to each member of Council on June 4, 1976.)

   CARRIED 13:0
   (Ald. French abstained)

2. That since the Tender Call for the $1,996,564.32 City Debenture Issue will be due prior to the June 28th Council meeting, the Finance Committee be authorized to accept the tender, it being understood that the successful tender will be reported to Council for confirmation.

   (Note: (1) Copy of tender call distributed to each member of Council on June 4, 1976.

   (2) A Special Meeting of the Finance Committee will be held Wednesday, June 16th, at 12:30 p.m.)

   CARRIED

3. That, as required by C.O.J.O., the purchase of the following additional furniture for the Press Centre and the "Telex" area in the Olympic Site from Mills Office Suppliers Ltd. in the amount of $2,897.12 plus Ontario Sales Tax, be ratified, being in augmentation of Tender No. 76-17 of which Mills Office Suppliers had been the lowest tender:

16	#451P Artopex Artena Steno Chairs	@	$75.32
16	Folding Tables 72 x 30	@	90.00
16	XL108 Nightingale Nesting Side Chairs	@	15.75

   CARRIED

4. That the following resolution of the Township of Hope be ENDORSED:

   "WHEREAS the reassessment to market value has been delayed for at least one more year;

   AND WHEREAS the Equalization Factors for the Ministry of Revenue and the Ministry of Education have been frozen since 1970 for the Ministry of Revenue and at least four years for the Ministry of Education;

REPORTS (cont'd)

Report No. 67 - Finance and Accounts Committee (cont'd)

4. (cont'd)

AND WHEREAS these Equalization Factors are being used in 1976 for equalizing assessments for School Board Levies, County Levies and in the formula when calculating the Resource Equalization Grant;

NOW THEREFORE the Council for the Township of Hope resolve as follows:

1. *THAT the Equalization Factors compiled by the Ministry of Revenue and the Ministry of Education are outdated and unfair in 1976;*
2. *THAT if the Equalization Factor must be used that it at least be an up to date factor;*
3. *THAT the Ministry of Revenue and the Ministry of Education take action to ensure that all Equalization Factors are brought up to date by at least January 1977."*

CARRIED

5. That Mrs. Anne MacDermaid, Acting Archivist for Queen's University, be appointed Acting Archivist for the City of Kingston, and that the appreciation of Council be expressed to Principal R. Watts for arranging for this replacement for Mr. Ian Wilson.

CARRIED

6. That the following accounts of the Architects Consortium for the Onshore Olympic Sailing Facilities, Kingston 1976, in the amount of $11,506.84, be authorized for payment to be charged to the Olympic Capital Budget:

Account No. 41 - $5,025.70
(Professional Services - March, 1976)

Account No. 42 - $4,437.93
(Professional Services - April, 1976)

Account No. 43 - $2,043.21 ($9,197.09 less holdback of $7,153.88)
(Consultants' Services:

J.D. Lee Engineering - March & April, 1976 - $64.59
(Structural)

Zagrodney Engineering - April, 1976 - $1,953.60
(Electrical - Extra time)

Jennifer McKendry - February, 1976 - $25.00
(Special consulting on renovation of triplex).)

(Note: $7,153.88 being held back pending receipt of further information concerning the details of the charges.)

CARRIED 13:1
(Ald. Hawkins Opposed)

7. Whereas Keg'n Cleaver Restaurants of Ontario Ltd. did not submit, prior to June 1, 1976, plans for the renovations to the Old Fire Hall at 251 Ontario Street to the City of Kingston, nor inform the City as to the date of commencement and the date of completion of the work so that the restaurant would be operational by September 1, 1976:

That the agreement, dated May 27, 1974, with Keg'n Cleaver Restaurants Of Ontario Ltd. be and is hereby declared null and void and of no further force and effect.

CARRIED

REPORTS (cont'd)

Report No. 67 - Finance and Accounts Committee. (cont'd)

8. That City Hall be closed at 12 noon on Wednesday, July 7, 1976, or in the event of inclement weather, on Wednesday, July 14, 1976, in order that the City Hall Staff Association may hold their 24th annual picnic to be held at City Park.

CARRIED

9. That permission be and is hereby given to the Principal of Macdonald Public School to discharge a light powered b-b gun for a special Olympic program to be held at the Kingston Memorial Centre on June 17, 1976, under the provision of supervision and safety measures by Police Chief Roland Smith.

CARRIED

10. That, as recommended by the Transportation Committee, the following budget appropriation amendment be approved in order that further repair work and airport property cleanup may be done:

	Increase	Decrease
AIRPORT		
Salaries & Wages -(Temporary Help)	$3,000.	-
FINANCE		
UNCLASSIFIED		
- Contingencies	-	$3,000.

CARRIED

11. Whereas further funds in the amount of $31,106.29 have been received from Campeau Corporation to cover cost of all services invoiced to the City to May 12, 1976:

That:

(A) subject to the right to have the account taxed, the accounts of Tilley, Carson & Findlay, in the amount of $25,798.16, concerning "Kingston Regional" Shopping Centre Hearings be authorized for payment:

a) balance of account dated December 15, 1975		$ 2,935.61
b) Account dated May 6, 1976, Professional Services	$22,400.00	
Disbursements	462.55	22,862.55
		$25,798.16

-and-

(B) subject to the right to have the account taxed, the account of Gardiner, Roberts in the amount of $3,109.56, concerning "Kingston Regional" Shopping Centre Hearings, be authorized for payment:

REPORTS (cont'd)

Report No. 67 - Finance and Accounts Committee. (cont'd)

11. (B). (cont'd)

Professional Services	-	$3,100.00
Disbursements	-	9.56
		$3,109.56.

(Note: The account for Gardiner, Roberts is for legal services performed by Mr. J. McCallum prior to his association with Gardiner, Roberts, who acted for one of the other applicants.)

CARRIED

12. That, as recommended by the Parks and Recreation Committee, the accommodation at 23 Queen Street, previously occupied by the Kingston Community Credit Union, be leased to N.I.P. for one year at the rental rate of $3,024.00 per annum ($252.00 per month), on the understanding:

    a) City will provide heat, light, water and caretaking service, and

    b) N.I.P. will be responsible for making any alterations that may be required to meet their needs.

CARRIED 13:1
(Ald. Hawkins Opposed)
(See following Motions of Amendment which were LOST.)

Moved by Ald. Hawkins,
Seconded by Ald. Mackenzie,

That Clause 12, Report No. 67, be amended by deleting the words "caretaking service" from section (a) thereof.

LOST 5:9
(See Recorded Vote.)

Ald. Hawkins requested a Recorded Vote on the amendment to Clause 12 which was as follows:

YEAS: Ald. Allmark, Ald. Breen, Ald. Gerretsen, Ald. Hawkins, Ald. Mackenzie (5)

NAYS: Mayor Speal, Ald. French, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers (9)

Moved by Ald. Gerretsen,
Seconded by Ald. Allmark,

That Clause 12, Report No. 67, be referred to the Parks and Recreation Committee.

LOST 7:7

13. That the City Treasurer be authorized to sell the City's supply of $5.00 Olympic Coins at rate of $8.50 per Coin.

CARRIED

REPORTS (cont'd)

Report No. 67 - Finance and Accounts Committee . (cont'd)

14. WHEREAS the Neighbourhood Improvement Program budget for development of Artillery Park is $435,609.; and

WHEREAS the total cost, including the tendered construction cost of $409,000. is $472,000.; and

WHEREAS the Committee on Parks and Recreation has recommended that the contract for development of Artillery Park be awarded to the lowest bidder, M. Sullivan & Sons Ltd. in the amount of $409,000.; and

WHEREAS extra funding is available from "Topping Off" funds provided for in the 1975 budget;

BE IT RESOLVED that, as recommended by the City of Kingston Planning Board, $36,391. from "Topping Off" funds be applied to the development fund for Artillery Park.,

-and-

that the contract for the development of Artillery Park be and is hereby awarded to M. Sullivan & Sons Ltd., the lowest bidder, in the total amount of $409,000.00.

CARRIED AS AMENDED *13:1*
(Ald. Hawkins Opposed.)

15. That the account of R.P.A. Consultants Limited in the amount of $3,000.00, being final payment for management of Olympic Construction, be authorized for payment.

(Note: There are other small contracts with R.P.A. Consultants for work after March 31, 1976.)

CARRIED

16. That, as recommended by the Grand Theatre Board, the following budget appropriation amendment be approved:

	Increase
GRAND THEATRE BOARD	
REVENUE	
Stage Hand Exp. Recov. (Contra)	$8,000.00
EXPENDITURE	
Stage Hand Exp. (Contra Rev.)	$8,000.00

(Note: This increases estimate for stage hand expenditures, for which there will be contra revenue, from $8,000.00 to $16,000.00.)

CARRIED

17. That, as requested by the Director General Yachting and as recommended by the Public Works Committee, the City supply and erect and later, remove, a snow fence 1350 feet long, not less than 15 feet from the west side of the Kingston Penitentiary's west wall, extending from King Street to the weigh scale building and thence to the shore, at an estimated cost of $450.00, to be charged to the Olympic Capital Budget.

CARRIED

REPORTS (cont'd)

Report No. 67 - Finance and Accounts Committee (cont'd)

18. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Her Majesty the Queen, in right of Canada, represented by the Minister of National Defense, which was submitted by the Department of National Defense, wherein they agree to share with the City in the capital and operating costs of the phosphorous removal facility being installed at the Water Pollution Control Plant on a per capita basis.

(Note: D.N.D. will assume:

a) 9.5% of cost of construction

b) 15% ±, on per capita basis, of operation cost of tertiary treatment facilities plus cost of ferric chloride.)

(See By-Law 5: No. 8871) *CARRIED*

19. Whereas the following report has been received from the Public Works Committee:

"re: North End Trunk Relief Sewer

In September 1975, tenders were called for the construction of Phase I of the above. Nine tenders were received of which the one from D.A. Foley Ltd. was the lowest, in the sum of $47,017.00 - second lowest tender was $56,945.00.

This was an exceptionally competitive bid when compared to the Engineering Department's estimate of $90,400.00 and the remaining eight bids ranging up to $97,372.98.

Phase II of the North End Trunk Sewer improvements was originally scheduled for 1977, but in view of the low rates quoted for Phase I, Council agreed with D.A. Foley on a contract extension to cover Phase II at the rates quoted for Phase I plus an allowance of $5.00 per foot of sewer laid on account of the increased depth, the provision of any shoring required and the need to deal with a 2 inch gasmain along part of the trench. The Contractor would be reimbursed for Cut Permit charges over and above the rate applicable to Phase I.

At the time the extension to the contract was proposed, it was felt that the debenture amount of $105,000.00 should not be overrun by more than 5%, however, a more detailed cost analysis indicates that the best cost estimate we can now make is $118,000.

We have applied to C.M.H.C. for a loan for this work, which, if approved, is expected to cover two-thirds of the cost with 25% of the loan repayment being forgiven. In that case, there would appear to be no need to obtain additional funds for the construction of Phase II. The outcome of our C.M.H.C. application will not be available until late this month and the contractor is anxious to proceed as soon as possible."

That, as recommended by the Public Works Committee, authorization be and is hereby given to proceed with Phase II of the North End Trunk Sewer improvements on the understanding that if the application to C.M.H.C. is not successful, the shortfall, estimated at $13,000.00, will be provided from the Sewer Reserve Fund.

CARRIED

REPORTS (cont'd)

Report No. 67 - Finance and Accounts Committee (cont'd)

20. That the following budget appropriation amendment be approved in order to provide funds for a title search at the Registry Office of the properties to be designated as historic buildings:

	Increase	Decrease
KINGSTON PLANNING BOARD		
Architectural Conservation		
- Title Searches (A/C #4155)	$1,000.00	-
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
- Contingencies	-	$1,000.00.

CARRIED 13:1
(Ald. Timmins Opposed)

21. That the plans for the Renovations of 329 Johnson Street, dated June 1976, prepared by Dominik, Thompson, LeFramboise, Mallette, Architects and Engineers, which have also been approved by the Children's Aid Society of the City of Kingston and County of Frontenac (Incorporated) who will be utilizing the building, be and are hereby approved.

CARRIED

22. That Belcourt Construction (Ottawa) Ltd., owners of 38.5± acres of the property on the north side of Bath Road between the Little Cataraqui Creek and Queen Mary Road, be notified that the City of Kingston wishes to purchase a portion of this property (31.2± acres) in order that no residential development will take place on this low lying land on the understanding:

a) that the "Commercial" portion of the land be extended 100 feet northerly;

b) that a monetary value be placed on the extended Commercial land;

c) that, subject to obtaining any necessary governmental, Ontario Municipal Board, or other approval, the City would pay $500,000. LESS the monetary value of the extended Commercial land; and

d) that the City owned land (3.1± acres) at the corner of Bath Road and Portsmouth Avenue will be offered for sale by public tender, it being noted that although section 101 of Official Plan Amendment No. 59 states that where desirable publicly owned land should be leased and not sold, in this situation Council considers it desirable that the lands be sold.

CARRIED 8:6
(See Recorded Vote)

Ald. Hawkins requested a Recorded Vote on Clause 22 which was as follows:

YEAS: Mayor Speal, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Miller (8)

NAYS: Ald. Allmark, Ald. Hawkins, Ald. Matthews, Ald. McArthur, Ald. Timmins, Ald. Travers (6)

REPORTS (cont'd)

Report No. 67 - Finance and Accounts Committee (cont'd)

23. That the Kingston Area Planning Board be notified that The Corporation of the City of Kingston approves that the access point of a north/south arterial road to the north side of Front Road be to the west of the proposed Calanco Lands Limited subdivision (File No. 10T25487).

CARRIED 13:1
(Ald. Travers opposed)

24. Whereas the City of Kingston expropriated the property at 913 Princess Street from Texaco Canada Limited as of October 30, 1973;

And Whereas the valuation of this property by the appraiser for Texaco far exceeds the valuation set by the City's appraiser;

And Whereas Texaco has indicated that they will be applying to the Land Compensation Board if the City does not settle the compensation as valued by their appraiser;

That Texaco Canada Limited be notified The Corporation of the City of Kingston does not accept their valuation of the compensation payable for their former property at 913 Princess Street.

CARRIED

Respectfully submitted,

(signed) *George N. Speal* (*Chairman*)
J.P. Gerretsen
B.E. Breen
J.L. Keenleyside
Ken Keyes

* * *

UNFINISHED BUSINESS

At the request of Ald. Keyes it was agreed to hold a Caucus of the members of Council following this evening's Council Meeting.

Ald. Matthews said that he was concerned about the action of some of the contractors with the elderly and other people in the N.I.P. Area who are doing work, without written contracts, under the R.H.A.P. Program.

He said that the City owes the people some protection and he believed proper contracts should be arranged.

Mayor Speal suggested that a meeting of Ald. Matthews, the Planning Director, the N.I.P. Co-ordinator and himself be arranged.

Ald. French said that he had paid his taxes on May 21st but that it has taken 9 days for his personal cheque to be cashed at the bank.

He asked the Mayor to consider the appointment of the Committee to consider changing the due date of taxes from May 21st to a new date.

Ald. Travers inquired if any additional information had been received concerning the development of the Ramada Inn.

UNFINISHED BUSINESS (cont'd)

Ald. Travers said that it was his information that the Imperial Oil tanks on Rideau Street will be phased out in the future. He inqu̇ried if any action was being taken by the City to obtain the park land that we are presently leasing to the north of the Oil tanks.

Mayor Speal reminded the members of Council of "Watertown Day" June 26th and noted that at the moment 11 groups are planning on contributing to the entertainment in Watertown.

Mayor Speal said that the Kingston Police Department had made two seizures of pornographic material in Kingston in the last two weeks. He also said that magazine dealers had been asked not to display their wares so prominently.

Mayor Speal reminded the members of Council of the need of interpreters to be available through the Mayor's office for the various visitors to the City. He asked that any citizen wishing to offer their services as translator or interpreter to contact his office.

Mayor Speal said that representatives from Canada Manpower had recently met with him and had extended their congratulations to Mrs. S. Buck, the City's Social Services Administrator, since the City of Kingston is the first of 14 municipalities in co-ordination of their work activity program with Canada Manpower.

Mayor Speal said that he had chosen Miss Trina Thomas, 13 years of age, to present flowers to Her Majesty Queen Elizabeth when she arrives in Kingston in July.

BY-LAWS

By-Law 3 was WITHDRAWN since Clause 3, Report No. 64, was referred back to the City of Kingston Planning Board.

Council consented to the addition of By-Laws 19 and 20 for presentation to Council.

ALL BY-LAWS WERE PASSED UNANIMOUSLY EXCEPT FOR THE FOLLOWING:

Ald. Gerretsen was opposed to By-Law 12.

Ald. Hawkins was opposed by By-Law 1.

Ald. Keenleyside was opposed to By-Law 12.

Ald. McArthur was opposed to By-Law 12.

(a) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Laws 1, 2 and 4 to 6 be given their first and second reading.

CARRIED

(b) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 5 and 6 three readings.

CARRIED

BY-LAWS (cont'd)

(c) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Laws 5 to 20 be given their third reading.

CARRIED

(1) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 84: Additional Section - Residential Accommodation in Commercial Areas - Specfic Area No. 1)

(FIRST AND SECOND READING) (PROPOSED NO. 8867)
Clause 1(A), Report No. 64, 1976

CARRIED 13:1
(Ald. Hawkins opposed)

(2) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Conversions of Existing Buildings Located in C. Zone East of Division Street)

(FIRST AND SECOND READING) (PROPOSED NO. 8868)
Clause 1(B), Report No. 64, 1976

(3) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone Land Located 50 Feet East of Albert Street from A (Residential) to C (Commercial))

(FIRST AND SECOND READING) (PROPOSED NO. 8869)
Clause 3, Report No. 64, 1976

WITHDRAWN

(4) A By-Law to Authorize the Construction of Certain Asphalt Sidewalks Under the Provisions of Section 8 of The Local Improvement Act

(FIRST AND SECOND READING) (PROPOSED NO. 8870)
Clause 4, Report No. 66, 1976

(5) A By-Law to Authorize the Execution of an Agreement with Her Majesty the Queen, in Right of Canada, Represented by the Minister of National Defense (Water Pollution Control Plant - Phosphorous Removal)

(THREE READINGS) (PROPOSED NO. 8871)
Clause 18, Report No. 67, 1976

(6) A By-Law to Confirm the Proceedings of Council at its Meeting Held June 14, 1976

(THREE READINGS) (PROPOSED NO. 8872)
City Council Meeting No. 14

BY-LAWS (cont'd)

(7) A By-Law to Authorize the Construction of a Concrete Sidewalk on the East Side of Portsmouth Avenue from Phillips Street to Fairview Road under the Provisions of Section 8 of The Local Improvement Act

(THIRD READING) (PROPOSED NO. 8547)
Clause 1, Report No. 86, 1975

(8) A By-Law to Authorize the Execution of an Amending Agreement With J. Sousa Contractor Limited for the Construction and Reconstruction of Certain Sidewalks (Contract 75-1W - Additional Work)

(THIRD READING) (PROPOSED NO. 8600)
Clause 7, Report No. 99, 1975

(9) A By-Law to Authorize the Execution of an Amending Agreement With Kingston Lath and Plaster Ltd. (Contract No. RP 53/36 - Additional Work)

(THIRD READING) (PROPOSED NO. 8709)
Clause 3(D), Report No. 5, 1976

(10) A By-Law to Authorize the Execution of an Agreement With The College of Regiopolis Properties (Development Control)

(THIRD READING) (PROPOSED NO. 8798)
Clause 2, Report No. 40, 1976

(11) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks (General Rate)

(THIRD READING) (PROPOSED NO. 8828)
Clause 8, Report No. 50, 1976

(12) A By-Law to Authorize the Execution of an Agreement With De Leuw Cather Canada Limited (Traffic Study - N.I.P. Area - Increase Cost)

(THIRD READING) (PROPOSED NO. 8833)
Clause 4, Report No. 52, 1976

CARRIED 11:3
(Ald. Gerretsen, Ald. Keenleyside, Ald. McArthur opposed)

(13) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 83: Provide for Two Duplexes to be Located at the Southwest Corner of Johnson and Aberdeen Street)

(THIRD READING) (PROPOSED NO. 8844)
Clause 1, Report No. 57, 1976

BY-LAWS (cont'd)

(14) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.24 Acre Southwest Corner of Johnson and Aberdeen Streets From E (Special Education and Medical) to E.122)

(THIRD READING) (PROPOSED NO. 8845)
Clause 1, Report No. 57, 1976

(15) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 1, Report No. 58)

(THIRD READING) (PROPOSED NO. 8847)
Clause 1, Report No. 58, 1976

(16) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 1, 4 and 7, Report No. 58)

(THIRD READING) (PROPOSED NO. 8848)
Clauses 1,4 & 7, Report No. 58, 1976

(17) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 8, Report No. 58)

(THIRD READING) (PROPOSED NO. 8849)
Clause 8, Report No. 58, 1976

(Note: Approval of M.T.C. required)

(18) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone Property on Nelson and Princess Streets from A to A.123 and from C to C.123).

(THIRD READING) (PROPOSED NO. 8866)
Clause 12, Report No. 57, 1976

(19) A By-Law to Authorize the Execution of a Subdivision Agreement With Dacon Corporation Limited (35.3 Acres - Wycliffe Estate - Area Division Street and Elliot Avenue)

(THIRD READING) (PROPOSED NO. 8292)
Clause 6, Report No. 18, 1975;
Clause 5, Report No. 30, 1975;
Clause 4, Report No. 58, 1975.

(20) A By-Law to Authorize the Execution of a Subdivision Agreement With Homestead Land Holdings Limited (15.68 Acres - Newcourt - Area West of Portsmouth Avenue Between Nickle Avenue and Johnson Street)

(THIRD READING) (PROPOSED NO. 8788)
Clause 11, Report No. 32, 1976

MOTIONS

(1) Moved by Ald. Miller,
Seconded by Ald. Mackenzie,

That the Community Services Committee rescind its recently adopted policy which states:

> "That the welfare allowance of a single welfare recipient who pays more than $100.00 per month in rent will be reduced by the amount by which his/her rent exceeds $100.00."

Referred to the Community Services Committee

(2) Moved by Ald. French,
Seconded by Ald. Gerretsen,

That Council do now adjourn.

CARRIED

Council adjourned at 10:20 P.M.

(signed) *T.J. McKibbin,*
Clerk-Comptroller.

(signed) *George N. Speal,*
Mayor.

(L.S.)

/ Local Govt.

CITY COUNCIL MEETING NO. 15

The Regular Meeting of City Council Will Be Held in the Council Chamber at City Hall on Monday, June 28, 1976, at 8:00 P.M.

ROLL CALL

PRESENTATION

The Ontario Good Roads Association's *T.J. Mahony Road School Certificate* will be presented to Mr. Thomas Beltrami for having successfully completed a two-year course of instruction for Road Superintendents.

TABLING OF DOCUMENTS

(22) *Reform Alternatives* - *Report No. 3, Lennox & Addington County Study*, by C.R. Tindal, Ph.D., Commissioner

MINUTES

That the Minutes of City Council Meeting No. 12, held May 10, 1976, be adopted as printed.

COMMUNICATIONS

To Be Filed

(391) From the Clerk, Executive Council, The Cabinet Office, acknowledging receipt of the City's response to the petition submitted by Alex Sepp re: decision of O.M.B. in regard to City's petition for approval of Restricted Area By-Laws No. 8426 and No. 8455, notifying that the response has been forwarded to the proper Officials for their consideration.

(392) Copy of *1975 Annual Report to the Minister on the Ontario Municipal Employees Retirement System* from the Ontario Municipal Employees Retirement Board.

(393) From the family of the late Wallace Havelock Robb thanking Council for their expression of sympathy.

(394) Copy of 1976 catalog by Lexington Books for *Energy/Evnironmental Science/Population.*

(395) From the Corporation of the Township of Kingston enclosing a copy of a statement entitled *Kingston Township's Policy Position on Urban Growth.*

(Copies have been distributed to all members of Council.)

(396) From the Executive Committee of the 1977 International Plowing Match Committee thanking Council for the contribution of $12,000.00 towards the closing banquet for the Match in 1977, and inviting the members of Council to a barbecue to be held at the home of Cliff and Marjorie Allen on the Aragon Road, on Sunday, June 27, 1976, at 1:00 p.m.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(397) From the students of South Crosby Public School in Elgin, Ontario, thanking Council for their tour of City Hall on June 15, 1976, commenting, among other things, on the chandelier in Council Chamber and noting that the Tour Guide was very helpful and polite.

(398) From the Kingscourt Baseball Association thanking Council for their grant in the amount of $2,000.00 on behalf of the children who play within the league.

(399) From St. Mary's of the Lake Hospital thanking Council for the 1976 installment of $10,000.00 towards the City's pledge of $100,000.00 over the next ten years.

(400) From Mr. D.L. Hardtman, Q.C., City Solicitor, notifying that he has received a report from the Co-Ordinating Architect of the Onshore Olympic Sailing Facilities stating that the air-conditioning units now meet design criteria and that the City will not incur any additional costs arising from the rectifying work, noting, however, that this report does not deal with the recent flooding incident, which he has been informed relates to faulty procedure by either the installer or the person responsible for turning on the equipment.

(401) Copy of the Minutes of a Meeting of the Executive of the Cataraqui Region Conservation Authority held June 9, 1976, notifying, among other things, that the Authority has agreed to participate in the 1977 International Plowing Match and provide an exhibit.

(402) From Mr. J.M. Robinson, 18 Grosvenor Court, supporting the purchase of some of the wetlands along the Little Cataraqui Creek by the City in order to preserve them, complimenting Council on such vision and wisdom to act now.

(403) From the Kingston Community Ballet Association thanking Council for their grant in the amount of $1,000.00, and expressing appreciation for the co-operation and assistance of the Parks and Recreation Department concerning the Association's move into a portion of the J.K. Tett Creativity Centre at 370 King Street West.

(404) Copy of *Fire Marshals Quarterly News* published by Ministry of the Solicitor General, Division of Public Safety, for the First Quarter of 1976.

(405) From Mr. & Mrs. McAvoy thanking Council for the flower arrangement sent to them on the occasion of their 60th Wedding Anniversary.

(406) From the Kingston Historical Society thanking Ald. Gerretsen for representing the Mayor at their annual remembrance to Sir John A Macdonald.

(407) From the Providence Manor Board of Directors thanking the members of Council and in particular the Finance Committee for the additional grant for Providence Manor.

(408) From Mr. Stewart Fyfe, Associate Professor, Queen's University, enclosing copies of 3 documents relating to the early municipal history in Kingston:

a) Chap. 33, Statutes of Upper Canada, 56 George III, 1816, "An Act to Regulate the Police within the Town of Kingston";

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(408) (cont'd)

b) Excerpts from minutes of meetings of the General Quarter Sessions of the Midland District held in Kingston in 1816 and in Adolphustown in 1817, establishing rules for making streets in Kingston and for construction of stove pipes through partitions and roofs, and for chimneys, for the impounding of hogs running in the streets, etc., and

c) Chap. 75, Statutes of Upper Canada, 9 Victoria, 1846, "An Act to Incorporate the Town of Kingston as a City".

(409) Copy of booklet *Urban Prospects - An Urban/Economic Development Strategy for the Atlantic Region*, by C.D. Burke and D.J. Ireland, published by the Ministry of State, Urban Affairs, Canada.

(410) Copy of 1976 catalog for Lexington Books regarding *Land Use and Real Estate*.

To Be Referred to the City of Kingston Planning Board

(411) From the Township of Kingston enclosing a copy of a report by Gore & Storrie Limited, Consulting Engineers, concerning the Township's storm drainage system and suggesting that a joint flood plain survey be conducted.

Which Has Been Referred to the City of Kingston Planning Board

(412) From Mr. Olavi Hamalainen, 1311 Montreal Street, objecting to Zoning By-Law No. 8825 (Rezone 0.1 acre of land west of Montreal Street, south of Hickson Avenue from M6 to M7).

To Be Referred to the Public Works Committee and the Transportation Committee

(413) From the Ministry of Transportation and Communications notifying that the City's request for supplementary subsidy has not been approved, due to budget restraints on the Ministry which necessitate a policy which provides monies only for work of an emergency nature or projects which could not be deferred, and the City's request is for work which would not be classed in either category.

To Be Referred to the Finance and Accounts Committee

(414) From the Little Cataraqui Environment Association commending Council on its decision to purchase the Belcourt property and notifying of the Association's decision to renew their campaign for contributions towards this project and thereby give the City financial support through Wintario (Private & Corporation - 25%; City - 25% Wintario 50%).

COMMUNICATIONS (cont'd)

To Be Referred to the Parks and Recreation Committee

(415) From the Executive Director, K.O.P.E.C., stating:

> "...*Due to the financial requirement to provide supervision for the parking area in City Park, I request that the No Parking regulations contained in By-Law No. 19 be re-instituted during the period of July 17 to August 1, 1976.*
>
> *A survey has been made of the supervision that would be required to eliminate the possibility of damage occurring to the grass areas of the park during this period and the costs involved are far in excess of the budget I have allotted to the festival taking place at that time.*
>
> *Many thanks for your consideration and I trust this will cause no inconvenience.*"

To Be Filed

(416) From the City Hall Softball Team thanking Council for their grant in the amount of $100.00.

PETITIONS

REPORTS

REPORT NO. 68

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That the account of N. J. Pollitt Limited in the amount of $1,450 for demolition of 1 Millers Lane and 80, 82 and 84 York Street be approved for payment.

2. WHEREAS Kingcole Homes Inc. has applied to the Ministry of Housing for approval of a Draft Plan of Condominium located on Part of Lot 39 and all of Lots 40 to 44, Reg. Plan 154 (approximately 0.8 acres at the southeast corner of Thomas and Cowdy Streets) in the City of Kingston, as shown on a Draft Plan under the Condominium Act prepared by David T. Humphries O.L.S. and dated December 4, 1975; and

   WHEREAS the proposed development conforms with the policies of the Official Plan as approved by the City;

   THEREFORE BE IT RESOLVED that it be recommended to the Minister of Housing that this Draft Plan of Condominium be approved subject to the following condition:

   a) that the applicant shall enter into an agreement with the City providing that, at the applicant's sole expense:

   i) the abutting 15 foot wide City owned lane, as shown on the plan, shall be paved with 2 inches of asphalt on 8 inches of consolidated stone, to a width of 12 feet with 5 inches crossfall from south to north. The lane shall be graded to provide access to the south side and avoid ponding,

   ii) a mountable curb and gutter shall be constructed on the north side of the lane from Cowdy St. to the curb on the parking lot,

   iii) The westerly portion of the existing curb on the south side of the parking lot shall be removed,

   iv) the portion of the parking area which is to be used for vehicle parking and aisles shall be paved,

   v) a catch basin inlet shall be installed in the north-east corner of the parking lot and be connected to the existing nearby catch basin on Thomas Street,

   vi) the area between the curb and the buildings shall be regraded to provide a swale about midway to give drainage away from the units,

   vii) the foregoing works shall be completed to the satisfaction of the City,

   viii) the applicant will submit a landscaping plan for the site to the City for approval, will implement this approved plan prior to January 1, 1977 and will provide for its continued maintenance,

   ix) portions 11A to 20A (inclusive) as shown on the plan shall remain free of trees, fences, hedges or similar obstruction, in order to permit emergency use by fire trucks.

3. WHEREAS plans have been submitted by Ronald E. McAdoo for an industrial building consisting of a warehouse, showroom and offices for Zenith Electric Supply Limited, Phase I to be located on the northeast corner of Counter Street and Sir John A. Macdonald Blvd.; and

WHEREAS application has been made for development control approval of the plans; and

WHEREAS the plans have been examined and approved by the Technical Planning Committee subject to certain conditions; and

WHEREAS Planning Board concurs with the recommendation of the Technical Planning Committee;

THEREFORE BE IT RESOLVED that the following plans prepared by Smith Building Systems and Supply Limited:

1. *Drawing P. 454-2 Floor Plan, Phase I*
2. *Drawing P. 454-3 Southwest-Northeast Elevations*

be approved, subject to the applicant entering into a Development Control agreement with the City, which shall include, among others, the following conditions:

(a) *The building shall be connected to the sanitary sewer on Counter Street or the applicants shall obtain a permit for a holding tank from the Kingston, Frontenac and Lennox and Addington Health Unit.*

(b) *The applicants to agree to sign a local improvement petition for the following works when the project is included in the City's Capital budget for the current year:*

  (i) *for the construction of an extension to the sanitary sewer on Counter Street in front of their property;*

  (ii) *for the construction of 16 inch watermain on Sir John A. Macdonald Boulevard where it abuts their property it being understood that the applicant will be responsible for the cost of the watermain to a maximum of 12 inches. The first stage of construction of the watermain shall coincide with the first stage of construction of the applicant's building i.e. a distance of approximately 230 feet from Counter Street to the north limit of the first building phase together with a fire hydrant. Subsequent construction of the watermain shall coincide with subsequent building construction phases up to the north limit of the applicant's property;*

  (iii) *for the paving of Sir John A. Macdonald Boulevard where it abuts their property to a maximum of 20 feet.*

(c) *The design of the entrance and exit on Counter Street to be subject to approval by the Traffic and Streets Administrator.*

(d) *The design and location of entrances and exits on Sir John A. Macdonald Boulevard to be subject to approval by the Traffic and Streets Administrator.*

4. WHEREAS By-Law No. 8723, A By-Law to Amend By-Law No. 8499 Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone Land Located on Albert Street from "A" (one and two family) Residential to "C" Commercial)," has been given three readings by Council and notice has been sent to the affected property owners; and

WHEREAS a petition having 18 signatures, and 11 letters objecting and 2 letters supporting this by-law have subsequently been received and considered by Planning Board; and

WHEREAS a public meeting has been held with respect to this By-Law; and

WHEREAS commercial development with direct frontage on Albert Street on this site is not desirable;

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend Zoning By-Law No. 8723 which amends By-Law No. 8499 as follows:

A. by amending Zoning Map No. 19 so as to rezone that parcel of land consisting of approximately 0.27 acres located on the east side of Albert Street as shown on a copy of Zoning Map No. 19 which is attached hereto as Schedule "A" from zone C (Commercial) to zone C.125 (Commercial).

B. by adding as Section 125 the following:

"125. on the approximately 0.4 acre parcel of land located on the east side of Albert Street and designated C.125 on a copy of Zoning Map No. 19 attached to and forming part of By-Law No.____as Schedule "A", no buildings shall be located within 50 ft. of Albert Street and the land within 50 ft. of Albert Street shall be used for landscaping purposes only except that underground parking shall be permitted.

AND FURTHER, that passing of the aforesaid By-Law shall be subject to the condition that the owner of the subject land shall enter into an agreement with the City that there shall be no vehicular access to or from Albert Street.

Carried Unanimously

5. That Council does hereby certify that By-Law No.______ A By-Law to Amend By-Law No. 8723, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Rezone Land on South Side of Princess Street Between Albert and Frontenac Streets From A Residential to C Commercial)" (Rezone Land Located East of Albert Street from C Commercial to C.125 Commercial) is in conformity with the Official Plan, approved and in force in the City of Kingston.

6. WHEREAS Official Plan Amendment No. 82 (East Side Montreal Street opposite Hickson Avenue) was submitted to the Ministry of Housing for approval in May, 1976; and

WHEREAS the Ministry of Housing has suggested certain modifications to the format of the Amendment; and

WHEREAS the modifications deal with the format of the Amendment only and do not alter the substance of the Amendment in any way:

THEREFORE BE IT RESOLVED that the modifications to Official Plan Amendment No. 82, as follows; as recommended by the Ministry of Housing, be concurred in by Council and that the Ministry be so notified:

PART B - AMENDMENT

(1) Clause 5(84a) be modified to read as follows:

"Notwithstanding any policy to the contrary, on the approximately 0.55 acre parcel of land shown in RED on Schedule A-3, Areas of Potential Population Increase, and located on the east side of Montreal Street, opposite and just north of the intersection with Hickson Avenue, a 12-unit apartment building shall be permitted."

(2) The following clause be added:

"Schedule A-3, Areas of Potential Population Increase, is hereby amended by showing in RED the 0.55 acre parcel of land as shown in RED on Schedule "A" of this amendment.'

Respectfully Submitted,

CHAIRMAN.

REPORT NO. 69

To The Mayor and Aldermen June 16th, 1976

The Transportation Committee reports and recommends as follows:

1. That, as requested by K.O.P.E.C., the following streets be closed for the dates shown below during the 1976 Sailing Olympic period:

   a) BAGOT STREET - from Barrie to West Street
   from July 12 to August 1, 1976, incl.

   NOTE: This closure has been approved for the period July 19 to 26, 1976 inclusive. However, the Ontario Sports Cavalcade have expressed a desire to operate their clinics from July 12 to August 1, 1976 and will be forming an integral part of the Festival of Nations.

   b) ONTARIO STREET - from Brock to Market Street
   from 2:00 a.m. July 17th to
   1:00 a.m. July 18th, 1976.

   NOTE: This closure has been approved for the period noon on July 17th until 1:00 a.m. July 18th. However, the extended time is required for the construction of the stages and installation of lighting and sound cables, etc.

2. That an amending lease be executed as a result of the Ministry of Transport's (Federal) approval of the extension of the lease for Pad No. 1 at Norman Rogers Airport from five to twenty years, for the sum of $1.00.

   NOTE: Approval is required in order to permit Corporate Air Limited to obtain a mortgage on the lease of Pad No. 1.

3. That, as recommended by the Purchasing Agent, the following tenders for Traffic Control Equipment, as detailed on Summary of Tender No. 76-22, be accepted:

Item 1	Controller	Automatic Signal	$4,140.00
Item 2A	Heads	Automatic Signal	1,039.36
Item 5	Washers	Automatic Signal	11.20
Item 2B	Heads	Guild Electric	736.00
Item 3	Ped. Heads	Can. Gen. Electric	1,040.00
Item 7	Pole Clamps	Can. Gen. Electric	550.00
Item 11	Ped. Pushbuttons	Can. Gen. Electric	120.00
Item 4	Signal Hangers	Davis Controls	425.75
Item 6	Mounting Devices	Davis Controls	143.22
Item 8	Conductor Wire	Westburne Haldane	967.26
Item 9	Conductor Wire	Westburne Haldane	478.70
Item 10	Conductor Wire	Westburne Haldane	359.88
Item 12	Mast Arms	Westburne Haldane	1,322.90
			$11,334.27

   NOTE: The lowest tenders were accepted, with the exception of Item 1, due to the fact that parts and servicing may be kept standard. Summary of Tender No. 76-22 was distributed to all members of Council.

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that right turns from Bath Road onto Queen Mary Road, and left turns from Queen Mary Road onto Bath Road, be prohibited between the hours of 7:00 a.m. and 9:00 a.m. and 4:00 p.m. and 6:00 p.m. each day of the week.

5. That the accounts of Highway Product Sales, in the total amount of $2,427.37, for street name blades, brackets and buckles, be approved for payment.

6. That, notwithstanding the provisions of By-Law 10, the owners of 13 Hamilton Street be permitted to pave a portion of their driveway approximately 17 feet long by 7 feet wide.

   NOTE: By-Law 10 requires that the minimum depth of a parking space on an owners' property shall be 20 feet before he is permitted to drive over or pave City owned property between the street line and the roadway.

7. That a by-law be presented to Council to amend By-Law 24 (Traffic), and 495 (Meters), to provide that one hour time limit parking meters be installed on the west side of Nelson Street between York Street and Princess Street, at a rate of 20¢ per hour.

   NOTE: At the present time, parallel parking is permitted between the hours of 8:00 a.m. and 6:00 p.m.

8. That a by-law be presented to Council to amend By-Law 24 (Traffic), and 495 (Meters), to provide that parallel parking be established on the south side of Court Street, 100 feet east of Barrie Street to 100 feet west of West Street, to be controlled by three hour time limit parking meters, at a rate of 20¢ per hour.

   NOTE: At the present time, right-angle parking is permitted between the hours of 8:00 a.m. and 6:00 p.m.

9. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be permitted on the east side of McDonald Street, from King Street to Baiden Street.

   NOTE: At the present time, parking is prohibited at all times from Monday to Friday.

10. That D. Garbutt, P.Eng., be retained, at a rate of 6% of construction costs, but not to exceed $900.00 in order to check the structure and prepare plans and specifications for improvements to the new quarters for the Traffic & Streets Sign and Paint Department, at 19 Queen Street.

11. That the Kingston District Chamber of Commerce be granted permission to run the Confederation Tour Train into the Portsmouth Harbour area via the manned barricade at King Street and Sir John A. Macdonald Blvd., along King Street, Yonge Street, and out via Union Street, noting that the Tour Train will make no stops in the restricted area.

12. That, notwithstanding the provisions of By-Law No. 10, the Canada Post Office be granted permission to erect or fasten directional signs to the poles at the corner of Brock Street and Ontario Street, Brock Street and Wellington Street, Montreal Street and Princess Street and Wellington Street and Princess Street, directing visitors to the old Post Office building at the corner of Clarence Street and Wellington Street, during the period July 21st to 29th, 1976, with the location, design and installation being subject to approval of the Traffic, Streets and Parking Department.

June 22nd, 1976

13. That "No Parking - Tow Away Zones" be established on the following streets, to be effective 24 hours a day, for the period July 12th to August 1st, 1976, inclusive:

COLLEGE STREET - Both sides, from Union Street to a point opposite house number 72 College Street (Donald Gordon Centre)

UNION STREET - Both sides, from Livingston Avenue to Alwington Avenue

NOTE: No Parking - Tow Away Zones are presently in effect; however, these restrictions are now not necessary from a security point of view until July 12th, 1976.

Respectfully Submitted,

Chairman

Public Works Report No.70

June 21, 1976

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That, since the contract for the construction of underground services, paved roads and concrete curbs in Crestview II Subdivision includes the construction of services in Joyce Street and since the lots outside of the subdivision which abut Joyce Street will be assessed for these services under the provisions of The Local Improvement Act with Terraceview Holdings Ltd paying the City"s share of the cost of the services, it be recommended to Council that the action of Terraceview Holdings Ltd in awarding the contract to Con-Drain Construction, in the amount of $1,999,998.08, being the lower tender received, be approved.

Note The property owners on Montreal Street have very deep lots. They deeded 33 ft. of their lots to the City for half the street allowance for Joyce Street and when the services have been constructed they will be able to make application to the Committee of Adjustment to sever the rear portion of their lots and offer them for sale.

Respectfully submitted,

Chairman

Parks and Recreation Report No.71

June 17, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That By-law No.19 - A By-law to Provide for the Regulation use of Parks and Recreational Facilities of the Corporation - be amended as follows -

(a) By adding thereto Schedule "K" - Portsmouth Olympic Harbour Summer 1976 Boat storage Fees.

Note A copy of Background to Summer Fee Schedule, Fees being charged in other Centres and recommended Fee Schedule are attached hereto.

(b) That Schedule "C" - Schedule of Rates for the Rental of Facilities in Youth Centres - be amended to increase the fees for ice rental as follows -

Ice Time for	Rental Rate Per Hour Present	Rental Rate Per Hour Proposed
Hockey - Minor	$15.00	$18.00
- Senior	20.00	25.00
# - Surcharge	-	$15.00 per player per season.
Broomball	17.00	20.00

# - The surcharge would be applicable to each player who resided outside of the City limits and was playing in a City league. The surcharge will not be assessed to non-residents of a team from a Municipality that provides ice time for a team from the City.

(c) That Schedule "H" - Admission Fees to the Pumphouse Steam Museum be amended to increase the Adult Season Ticket from $1.50 to $2.50.

(d) That Schedule "F" - Rate Structure for Use of the Confederation Basin Marina Docking Facilities - be amended to increase the rates as follows -

Type of Boat	Rental Rate Per Night Present	Rental Rate Per Night Proposed
Boats up to and including 18 ft.	$2.50	$3.00
Boats 19 ft and over	15¢ per l.f.	18¢ per l.f.

(e) That Schedule "G" - Rate Structure and Guidelines for the Short-Term Leasing or Rental of Mooring Space at The Drydock Property - be amended by increasing the rates as follows -

	Rental Rate	
	Present	Proposed
Seasonal (approximately May to October)	$50.00	$75.00
Monthly	15.00	22.50

(f) That Schedule "D" - Rates for Membership or Use of Belle Park Fairways - be deleted and the following new Schedule "D" be substituted therefor -

Seasonal Rates

# Senior (F)	$ 90.00
Senior (R)	50.00
Student (R)	50.00
Senior Citizens (R)	35.00
Junior (R)	30.00

## Family

Five or less persons	140.00
Each additional person	30.00

Legend

(F) Full Seasonal Rate - entitles seasonal rate holder to full golfing privileges during any day when the golf course is open for play.

(R) Restricted Seasonal Rate - play on the golf course will be restricted as follows -

Saturdays, Sundays and Holidays - not allowed to tee off until 12 noon.

# All seasonal rate classifications have the option of purchasing a full seasonal rate (listed as Senior - $90.00) to enjoy full golfing privileges if they so desire.

## Family - $140.00 allows for one Full Seasonal Rate and up to four other seasonal rates in the various classifications (i.e. Senior (R), Junior (R), etc.). In order to receive full golfing privileges for these four seasonal rate holders, an additional fee will be levied to make up the $90.00 rate.

Daily Green Fees

Senior - weekdays	$3.50
- weekends and holidays	4.50
Students - weekdays	2.50
- weekends and holidays after 12 noon	3.50
Juniors - weekdays	2.00
- weekends and holidays after 12 noon	2.50
Senior Citizens - weekdays	2.00
- weekends and holidays after 12 noon	2.50

........./3

Note All age groups may pay the Senior green fee rate for weekend and holiday times before 12 noon of $4.50 should they wish to tee off in the morning.

Children under 11 years of age must be accompanied by an adult when playing on the golf course, at all times.

Age Qualifications

Senior - 21 years of age and over on or before May 1, 1976
Student - Under 21 years of age as of May 1, 1976
Junior - Under 18 years of age as of May 1, 1976
Senior Citizen - 60 years or over on or before May 1, 1976.

Additional Services

Club Rental (18 holes)	$2.00
Cart Rental, pull type (18 holes)	1.00

2, That the new Canadian Service Committee of the Social Planning Council of Kingston and District be not charged for City Hall meeting accommodation used on May 17 and June 3, 1976, and that they be provided with meeting accommodation at no charge for the remainder of the year 1976 on dates and in rooms to be arranged with the Parks and Recreation Deparment notwithstanding the provisions of By-law No.21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chamber.

3. That the following accounts be paid -

Hand Chemicals Industries Ltd - $884.30 - fireworks for Lake Ontario Park display - being the only source of supply.

Braun's Landscaping and Nursery Ltd - $3980.00 - supply of trees - being the lowest tender received.

Respectfully submitted,

Chairman

Schedule A to Parks &
Recreation Meeting #14

PORTSMOUTH OLYMPIC HARBOUR

BACKGROUND TO SUMMER FEE SCHEDULE

June 17, 1976

It is important to use a schedule of fees which is familiar to area boaters. There is a great variety of methods of setting fees within the Kingston area. The Kingston Yacht Club uses a complicated formula of length plus beam plus draft times a rate. Rideau Marina uses a flat per foot rate, regardless of length. Collins Bay uses an increasing rate for each additional foot in length, probably on the premise that the larger the boat, the greater the ability to pay. This may often hold true for owners of new boats but not for owners of older ones. At Collin's Bay the daily rate changes with the progress of the season and with the length of boat.

The pricing of Toronto Island Marina reflects rate setting from strictly an operator's point of view. It is cheaper on a per foot basis to handle larger boats than smaller boats (a type of volume discount) up to a certain length (depending on marina facilities) when a larger boat occupies more than one berth. Although this is the optimum pricing method from a supply perspective, it could be seen to favour the larger boat owner, who in the public's mind is capable of paying a higher rate than the owner of a smaller craft.

The Toronto marinas group the rates into five foot intervals. This is simple to administer with a sliding rate system and saves the operator from having to tape measure each boat. This may be an optimum method, but is foreign to the Kingston area.

The fee schedule has been simplified wherever possible. This allows for ease of administration and simplicity in understanding. The pricing of small boat wet mooring is much higher than dry land storage in order to encourage all boats capable of dry storage to do so. This clears space for larger boats and is possible because of the excellence of the dry storage facilities at Portsmouth. It is important that trimarans, catamarans and houseboats (or any boat of an abnormally large beam) be charged at a higher rate as they occupy more than one normal berth.

The general fee structure should not undercut existing marina operations or the Yacht Club so that the existing operators lose members. In terms of marina docking, the Olympic Harbour offers the most modern in Canadian waters along Lake Ontario and the St. Lawrence River. However, in some areas the services such as travelift crane, on site boat repair and engine overhaul will not be provided. As a public facility, the City should attempt to take less risks in handling boats then would be taken at a private operation. These features would tend to moderate fees slightly. However, the marina facilities at the Portsmouth Olympic Harbour should retain its prestigious, first-rate image. The seasonal storage rates must reflect this.

The boat storage facilities is only one aspect of the facilities available at the Portsmouth Olympic Harbour. It is intended that with a sufficient fee schedule, and efficient management, that the marina be a profitable operation. It is hoped that a portion of the profit will be made available to various recreation programs designed to involve the people of Kingston at the site, especially in sailing. This could be a major source of revenue for the Public Sailing School, which was identified in the Olympic Users Committee Report.

Note: Area marinas were canvassed for rate schedules in the spring of 1976. A fee schedule was not obtained from Rideau Marina until after the seasonal rate had been set.

MB/cp

PORTSMOUTH OLYMPIC HARBOUR : OTHER CHARGES: FACT SHEET

JUNE 17/76
SCH. 'B'

FACILITY	PARKING		PUMPOUT		LOCKER	STEP MAST BY CRANE	GENERAL CRANE SERVICE	STORAGE		LAUNCHING RAMP.
	CARS	TRAILERS	SINGLE	SEASONAL				CRADLE	TRAILER	
PORTSMOUTH OLYMPIC HARBOUR	N/C	*	$4.50	(MEMBERS) $3.00	* IF AVAILABLE	* OR $5.00 PER USE	* OR $5.00 PER USE			* OR $2.00 PER USE OR $30.00 PER SEASON
COLLINS BAY			$3.00			$10.00	$15 PER HR.	$10	$10	
RIDEAU MARINA	$1.50/DAY	0.50/DAY	$4.50	$3.50						$1.50 EACH WAY
TRIDENT (PRIVATE)	INCLUDED IN MEMBERSHIP TRANSIENTS: 2.00/DAY									
KINGSTON YACHT CLUB			$4.50	$1.50				$23		
DURHAM CRUISEMARINE OSHAWA			$5.00			$0.75/FT		BOTH $25		
TORONTO ISLAND MARINA			$5.00	$15.00	$30.00					
ONTARIO PLACE MARINA	$90 TO $175 PER SEASON		$5.00							

* INCLUDED IN BOAT STORAGE FEES,

HARBOUR: SUMMER BOAT STORAGE FEES 1976 : FACT SHEET JUNE 17/76

FACILITY	VISITORS DAILY REGULAR	VISITORS DAILY OVER 13' BEAM	WEEKLY	MONTHLY	DRY STORAGE	WET MOORING	SEASON	MEMBERSHIP	TOTAL COST C&C 27
PORTSMOUTH OLYMPIC HARBOUR	$0.25 PER FT 4.00 MIN	$0.33 PER FT (PLUS 33%)	25% OF MONTHLY	25% OF SEASONAL	MONOHULLS ON HARBOUR CRADLES $80.00 MONOHULLS ON TRAILERS $120.00 CATAMARANS $160.00 BOATS WHICH CAN BE STACKED $40.00	$10.00 PER L. FOOT. 13.33 IF OVER 13'BEAM: (PLUS 33%) *NOTE. due to short 1976 season, aug 7 To Oct 15, which only includes ONE prime boating month, the monthly rate will cover the entire period. ie. $2.50/L.F.	OPEN MAY 1 MAY 15 TO OCT 15	—	$270 *$67.50
ITY'S DRYDOCK				$22.00 (33% OF SEAS)		$75.00	N DEFINED LENGTH	—	$75
CONFEDERATION BASIN	NIL 1ST 4 HRS 0.50 1ST 8 HRS 0.18/FT/NIGHT $3.00 MIN	72 HRS MAX POWER, +$1.00	—	—	—	—	JUNE 5 TO SEPT 19	—	—
LLINS BAY	MAY $0.15/FT JUNE $0.20/FT JULY/AUG 0.25–0.30	PLUS② 60%	$1.00 TO $2.10/FT	$3.00 TO $5.75/FT a sliding scale according to season. During july & august is 76% of Seasonal	— may to Oct is 30% of Seas.	from $6.25/ft for 12' BOAT, TO $7.40/ft for 35' BOAT ADD 60%. FOR BOATS OVER 12'W.	MAY 15 TO OCT 15	—	$189.
IDEAN MARINA	$0.25/FT $4.00 MIN	—	$1.25/FT	$3.75/FT (37% OF SEA.)	—	$10.00 PER FOOT			$270
RIDENT (PRIVATE)	$ MEMBER 0.15/FT 3.00 MIN GUEST 0.30/FT 10.00 MIN	—	$1.05	$3.60/FT 33% o. Seas.	—	$12.20 PER FOOT	–	–	$329.[illegible]
Y.C.	$0.15/FT 1 NIGHT MAX.	—	–	–	$51.00/YR LASERS ½ OFF	COMPLICATED FORMULA, LENGTH, PLUS BEAM PLUS DRAFT x A RATE: MIN. 89.00 MONOHULLS RANGE FROM $4.68 TO 5.01/LF EG. C&C 27 = $135.30	MAY 15 TO OCT 15	$121.00 ACTIVE MEMBERSHIP	③ $256.50
URHAM CRUISE MARINE OSHAWA	$0.20/L.F.		25% of MONTHLY	25% OF SEASONAL	$8.00/LF MIN $96.00	$13.50/FT, MIN. $243 BOATS OVER 14'BEAM, $17.50/FT MIN $315			$499.50
ORONTO ISLAND MARINA	$0.20/LF	$0.25① (+25%)	25% OF MONTHLY	—	$210.00 INC. A LOCKER	FROM $13.50 FOR 20' TO 15.65 FOR 25' TO 14.00 FOR 50' CATS, TRIMARANS, ETC: (32% HIGHER) FROM $18.00 FOR 20' TO $19.50 FOR 25' TO 18.50 FOR 40'	MAY 15 TO OCT 15		$420.00
NTARIO PLACE MARINA	$0.22/FT $5.00 MIN	$0.40/FT① $9.00 MIN		$4.65/FT (25% OF SEASONAL)	NONE OFFERED	UNDER 20', $15.25/FT. 20-30 = $18.00 $30+UP = 18.50 CATS ETC: FROM $18.50 FOR A 20' TO 25.00 FOR A 40' (35% HIGHER)			$535.00

① HOUSEBOATS OVER 15' BEAM CHARGED AS CATS + TRIMARANS

② IF OVER A 12' BEAM

③ IF THE FEES WERE AMORTIZED OVER 12 MONTH

Schedule C to Parks & Recreation
Meeting No.14

PORTSMOUTH OLYMPIC HARBOUR

SUMMER

1976 BOAT STORAGE FEES*

Seasonal Rates:		
Wet Moorings:	$10.00 per lin. ft.	
	$13.33 " " " beam over 13 ft.	
Dry Storage:	Monohulls on harbour cradles	$80.00
	Monohulls on trailers	$120.00
	Catamarans	$160.00
	Monohulls which can be racked	$40.00
Monthly Rates:	25% of seasonal	
Weekly Rates:	25% of monthly	
Daily Rates:	Cruisers and sailboats:	$0.25 per ft. $4.00 min.
	Boats over 13' beam	$0.33 per ft.
Crane:	Free for harbour members	
	$5.00 per use, non-members	
Launching Ramps:	Free for harbour members	
	$2.00 per use, non-members	
	$30.00 per season non-members	
Holding Tank Pump-out:	$3.00 harbour members	
	$4.50 non-members	

*Note: due to the short 1976 season, August 7 to October 15, which only includes one prime boating month, the monthly rate will cover this entire period.

MB/cp
17.6.1976

REPORT NO. 72

June 24th 1976.

TO THE MAYOR AND ALDERMEN:

The Community Services Committee reports and recommends as follows:

1. That an agreement be entered into with The Ontario Dental Association for the administration of a plan of dental services for eligible persons under the General Welfare Assistance Act, it being noted that:

   a) The agreement to be entered into provides for the payment of 5% of the amount of the aggregate billing.

   b) The agreement is for a period from June 1st to December 31st 1976.

   c) The agreement is the standard form approved by the Ministry of Community and Social Services and The Ontario Dental Association for all participating municipalities.

   d) The expenditure is 80% subsidized by the Provincial Government.

2. That the following policy established by the Community Services Committee be approved:

   "That single persons in receipt of General Welfare Assistance shall be allowed to pay a maximum of $100.00 for rental purposes and if paying anything over that amount it must be assumed that they have additional income which has not been disclosed and therefore the additional amount of rental shall be deducted from the General Welfare Assistance".

   Alderman Miller opposed.

3. That, as recommended by the Purchasing Agent, tenders be accepted in part for those items respectively indicated on the summary of Tender No. 76-23 as being the lowest or one of the lowest tenders received with the exception of the tender of Kingston Creamery for the supply of Graham Wafer Crumbs as it was found that this Company had bid on the wrong item - and further - that it is recommended that unlisted items continue to be purchased on a quotation basis through the Purchasing Agent.

   NOTE: A copy of the Summary of Tender No. 76-23 will be distributed to all members of Council.

4. That, as recommended by the Local Architectural Conservation Committee, a by-law be passed pursuant to Section 38(7) of The Planning Act, R.S.O. 1970, as amended, to provide that there shall be a 30 day waiting period between the application for and the issuance of a demolition permit - and further - that the Chief Building Inspector be requested to refer requests for demolition permits to the Local Architectural Conservation Advisory Committee to give them an opportunity to recommend to the Planning Board designation of the building if it is of architectural and historical significance.

   NOTE: The above provision will not apply to accessory buildings.

5. That, as recommended by the Public Works Committee, the Standard Form of Subdivision Agreement be amended to add the following paragraph:

"Notwithstanding the requirements for completion of sewers, watermains, road base and grading in Section 9 (a) and in addition drainage swales, the issuing of building permits may be on a block by block basis, if requested by the subdivider, providing these services have been constructed to the satisfaction of the Commissioner of Works and the Engineer for the Commission and are connected to existing sewer, watermain and road system. The minimum area that will be considered for the release is one City block in the case of lots and four acres in the case of block land. The maximum number of building permits that will be considered for issuing will not exceed 80% of the total until all the requirements of Section 9(a) have been met.".

6. That the following resolution of the City of Windsor be endorsed as amended by the additional words which are underlined:

"WHEREAS health authorities have recommended that precautions be taken to prevent a possible encephalitis outbreak this coming summer;

AND WHEREAS spraying of mosquito larvae is essential to the control of encephalitis;

AND WHEREAS there is a danger that encephalitis will be much more widespread throughout the Province this year and should be considered as a health hazard and included in the regular preventive programme undertaken by health units and local Boards of Health throughout the Province;

AND WHEREAS preventive programmes which are normally carried out by health units are subsidized by the Province to the extent of 75%;

THEREFORE BE IT RESOLVED that Premier W. G. Davis and the Honourable F. Miller, Minister of Health, be urged to introduce legislation to authorize payment of a 75% Provincial subsidy on approved expenditures to municipalities, Health Units or Boards of Health which carry out a mosquito spraying programme for the control of encephalities, provided such spraying has no adverse effect on the environment.

7. That the account of Discount Carpet Sales in the amount of $1,081.25 for the supply of rugs at the Work Activity Project be approved for payment it being noted that this is the lowest of three quotations received and that there are sufficient funds in the budget for this purpose.

8. That, as requested by the Kingston Day Care Centre, the City Treasurer be authorized to advance to them, 20% of the balance of the 1976 budget allocation, it being understood that their monthly invoice will be reduced by 20% on a pro-rata basis in order to recover the advance.

Respectfully submitted,

CHAIRMAN.

REPORT NO. 73

June 16, 1976

To the Mayor and Members of Council:

The Finance and Accounts Committee reports and recommends as follows:

1. That the action of the Finance and Accounts Committee, pursuant to Clause 2, Report No. 67, 1976, in accepting the tender of Mead & Co. Limited at a price of $100.041 per $100.00 for the sale of City of Kingston Debentures in amount of $1,996,564.32, being the highest tender received, be ratified and confirmed.

   (Note: Other tenders received were:

	Price per $100.
Walwyn, Stodgell & Gairdner Ltd., the Bank of Nova Scotia and John Graham & Company Limited	*$99.519*
Wood Gundy Limited and the Royal Bank of Canada	*99.365*
McLeod, Young, Weir & Company, Burns, Fry Limited and Midland Doherty Limited	*99.55*
A.E. Ames & Co. Limited, Richardson Securities of Canada and the Toronto-Dominion Bank	*99.659*
Crang & Ostiguy Inc., Levesque Beaubien Limited and the Provincial Bank of Canada	*99.51*
Greenshields Incorporated, Nesbitt Thomson & Company Ltd., and the Bank of Montreal	*99.413*
Molson, Rousseau & Company Limited	*99.50*
Merrill Lynch, Royal Securities Limited and Pitfield MacKay, Ross & Company Limited	*99.839*
Burgess Graham Securities Limited, Dominion Securities Corporation, Harris & Partners Limited, Equitable Securities Limited and the Canadian Imperial Bank of Commerce	*99.529*
Bell, Gouinlock & Company Limited	*99.60)*

2. That, as recommended by the Director General-Yachting, the acceptance of the quotation of Industrial Electric Contractors Limited in the amount of $1,283.00 for supply, installation and removal, twice, of temporary electric power system for the sound system at the Opening Ceremony and at the Closing Ceremony at the Sailing Olympics be ratified, being the lower quotation received, to be charged to the Olympic Capital Budget.

   (Note: Other quotations received were:

   - R.E. Ferguson Ltd. - $1,600.00

   - J.S. Electric - Unable to perform work due to previous commitments.)

June 23, 1976

3. That the following budget be established for "Kingston Day" in Watertown in the amount of $2,740.40:

Transportation: (Buses, Truck, Limousine)	$1,456.00
Food	638.00
Accommodation	21.40
Committee Expenses	200.00
Miscellaneous	425.00
	$2,740.40

[illegible]

To the Mayor and Members of Council:

[illegible]

3. (cont'd)

and further that the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE AND ACCOUNTS		
- Kingston Day in Watertown	$2,740.40	-
- Unclassified - Contingencies	-	$2,740.40

4. That, as recommended by the Clerk-Comptroller, the following budget appropriation amendment be approved in order to provide funds for the employment of an additional Commissionaire for the period from June 15 to September 2, 1976, so that a Commissionaire would also be on duty during the day-time to answer the hundreds of questions that arise each day by visitors to the building and relieve the switchboard operator of this function:

	Increase	Decrease
CITY PROPERTY		
GENERAL ADMINISTRATION - Temporary Wages	$1,500.	-
FINANCE AND ACCOUNTS		
GENERAL ADMINISTRATION - Salaries and Allowances	-	$1,500.

5. That the action of the Director General Yachting in purchasing glass curtains from Whitney's Home Furnishings at a cost of $270.00, installed, for the "press workroom" to further cut down the light intensity from the outside and to afford privacy, be ratified.

(Note: Other Quotation was also received from Montreal Draperies - $278.89)

6. That, as recommended by the Children's Aid Society, in order to provide adequate services the budget established under the guidelines by the Ministry be increased as follows:

Group Homes -	$ 4,000.00
Social Workers and Social Work Supervisors -	12,997.00
Travelling and Subsistence -	5,700.00
	$22,697.00

it being understood that the assumption by the City for its share of $3,521.00 is conditional upon the County of Frontenac and the Province of Ontario assuming their normal share of the total increase of $22,679.00 and further that the amount of $3,521.00 be transferred from "Finance - Contingencies" to "Finance - Children's Aid Society".

7. That a grant of $2,000.00 for the year 1976 be authorized for payment to the Kingston Grenadier-Yardmen Drum Corps, and the following budget transfer be approved:

	Increase	Decrease
FINANCE AND ACCOUNTS		
GRANTS - Unclassified (Account 3082-C)	$2,000.00	-
CONTINGENCIES	-	$2,000.00

8. That the account of IBM Canada Ltd., in the amount of $825.52, for the supply of one typewriter for the Clerk-Comptroller's Department, as provided in the budget, be authorized for payment.

9. That, as recommended by the Clerk-Comptroller and the Director of Planning and Urban Renewal, an offer be made to Apartments Unlimited Limited in the amount of $175,681.00, subject to the approval of the Ministry of Housing, for the acquisition of the following properties, as a charge to the N.I.P. Budget:

133, 135, 137: 141: 143, 147 Montreal Street and
90: 94-96 Bay Street

10. That, as recommended by the Parks and Recreation Committee, an Agreement be entered into with Gwen Wilkinson, 21 Gordon Street, to permit her to operate the canteen facilities at the Richardson Beach during the 1976 summer season on payment to the City of 15% of the gross or $1500., whichever is greater, plus the cost of electric power, being the most acceptable quotation received.

(Note: This arrangement will be on a trial basis for the 1976 season only.)

11. That the following budget transfer be approved:

	Increase	Decrease
FINANCE AND ACCOUNTS		
- Account 3054-B (Staff and Committee Meals)	$300.00	-
- Contingencies	-	$300.00

12. That as recommended by the Architects Consortium and as concurred on by the Director General Yachting, the following Change Order be ratified, with costs, which are extra to the Contract for O.R.T.O. renovations, to be charged to the Olympic Capital Budget for "O.R.T.O.":

- J. Lewin and Co. Inc.

(Change Order No. 8)

Supply and install one Cascade 60 water heater and one hydro guard mixing valve in Harold Harvey Arena, including all pipe fittings and electrical wiring:

$1,042.00

13. That a grant of $400.00 towards the cost of hosting the provincial conference of the Kingston Chapter of the Canadian Cystic Fibrosis Foundation in Kingston during October, be approved and charged to "Finance - Civic Receptions".

14. That a grant of $100.00 towards the cost of a tour of Fort Henry and a noon cruise of the 1000 Islands for 30 persons involved in the Ontario/Quebec Student Exchange Program, be made to the Area Consultant of the Canadian Council of Christians and Jews, as a charge to "Finance - Civic Receptions".

15. That the lease with Mr. Adrian Cruji for Lot 6, Plan 525, be renewed for a further 10 years commencing July 1, 1976, at a rate of $3.92 per foot frontage, with the annual rental after the first year to be adjusted to take into account the Consumer Price Index, and that the Lessee also to be responsible for payment of Township of Pittsburgh taxes.

Note: Frontage 125 feet.

16. That, subject to the approval of the Ministry of Housing, the property at 46 York Street be purchased from Mr. and Mrs. O'Reilly at a price of $7,150.00. Provision has been made in the N.I.P. Budget for this purchase.

17. That the account of Mills Office Suppliers Limited, in the amount of $1,890.00, to renew service contract on the A.B. Dick Model 675 Photocopier, Serial #483507, the A.B. Dick Model 369 Offset, Serial #228, and the A.B. Dick Model 167 Con. Unit, Serial #587002, for the period from June 1, 1976 to May 31, 1977 (including 12 inspections per year per machine), be authorized for payment.

18. That as recommended by the Kingston Public Library Board, the tender of M. Sullivan and Son Limited, being the lower tender, in the amount of $223,119.00 be accepted for the exterior renovation and interior renovation of the Bishop's House for the new Kingston Public Library, in accordance with the specifications prepared by Lily Inglis and Wilfred Sorensen, Associated Architects for the Kingston Public Library, subject to agreement being reached between the Board and the Contractor on the necessary adjustments to permit construction within the budgeted amount available to the Board.

(Note: Other tender received was from T. A. Andre & Sons Ltd. in the amount of $321,000.00)

19. That, as recommended by the Public Works Committee, Contract 75/10W with D. A. Foley Ltd. for construction of the North End Trunk Relief Sewer be amended to include the following additional work at a lump sum of $10,000.00:

> Compact native backfill in sewer trench under road, shoulders and car park areas between chainage 2+00 9+30, Plan A-233-1C, using a vibratory compactor producing a dynamic force of not less than 6000 lbs. Compaction to be carried out in 6" layers with 4 passes to each layer.

20. That, as requested by the Public Works Committee, $1,470.00 be transferred from "Finance - Contingencies" to meet the cost incurred by the City in removing to the City Yard an abandoned underground 10,000 gallon oil storage tank discovered while clearing up Lower Union Street, east of Ontario Street.

21. That, as recommended by the Public Works Committee, the Agreement with the Township of Pittsburgh to inspect their sewer system serving the LaSalle High School at a fee of $700.00 per annum and to carry out necessary repairs at the expense of the Township, be terminated as the Ministry of the Environment has taken over this function with effect from June 14, 1976, and that the inspection charge to the Township for the year 1976 be reduced to $350.00.

22. That, as recommended by A. Zagrodney Associates, the account of I. J. Vandusen Construction Co. Ltd. (sub-contractor), in the amount of $812.54, for labour and material to relocate a fence around a tree on King Street, to install a fence on the roof of the north entrance at Leonard Field, and to install rail fittings and barb wire for extra security at Leonard Field, be authorized for payment, and further that the account of Quintal & England Ltd. in the amount of $45.00 for repairs to the damaged roof of the underground washroom of Leonard Hall be approved for payment.

23. That, as recommended by the Architects Consortium and as concurred on by the Director General Yachting, the following Change Order be ratified, with costs, which are extra to the Contract for O.R.T.O. renovations, to be charged to the Olympic Capital Budget for "O.R.T.O.":

That [illegible]

That the [illegible]

That it recommended by the [illegible] Library Board, [illegible] being the lowest tender, [illegible]

[illegible]

That [illegible]

[illegible]

That [illegible]

That [illegible]

That [illegible]

That [illegible]

23. (cont'd)

- Emmons and Mitchell Construction Company

(Change Order No. 9)

Seal expansion joints in concrete floor, and to supply and install sliding doors at east end pass-thru opening.

$186.29

24. That the Council meeting for July be held on July 12th, so that the meeting usually held on the fourth Monday in July would not interfere with the Olympics, and further that the Council meeting for August be held on August 16th.

25. That, as recommended by Smith, Mill & Ross, Architects, the acceptance by the Mayor and Clerk-Comptroller, the tender of Frost Steel & Wire Company Limited, in the amount of $3,150.00, for all labour and materials, required to fence the Rideau/Nort Street Park, being the lowest tender, be ratified.

(Note: Other Tenders Received Were:

I. J. Vandusen Contractor Ltd.	-	$3,260.00
Lundy Steel Limited	-	$4,235.00)

26. That, as recommended by Smith, Mill & Ross, Architects, the acceptance by the Mayor and Clerk-Comptroller, the tender of Univex (Canada) Limited, in the amount of $44,300.00, being the lowest tender, for the labour and materials for Phase 2 of the renovations to the Grand Theatre, be ratified.

(Note: Other Tenders Received Were:

Industrial Electrical Contractor Ltd.	-	$48,900.00
J. S. Electric Ltd.	-	$49,850.00
K. R. McGowan Electric Ltd.	-	$51,480.00)

27. That the City contribute 50% of the estimated cost of $1,500.00 for mounting and lighting the 6 wooden carvings of the boat classes participating in the Olympic Sailing Events, which are being jointly purchased by the City and the Architects Consortium, and that this expenditure be charged to the Olympic Capital Budget.

28. That, since of the nine proposals received on the development of the Old Ontario Street Fire Hall and the adjoining Confederation Parking Lot, the following two proposals are considered the two most in keeping with a desirable overall development in the area:

1. MR. L. DOVER AND OTHERS

   Licensed eating establishment on both floors of the restored fire hall. Maximum utilization of the land adjacent to the fire hall fronting on the waterfront side, i.e. greenhouse, outdoor terrace.

2. MR. ERNEST A. CROMARTY, ARCHITECT - Representing a group of others

   Phase 1 - Fire Hall Property - restaurant, including dancing and bar facilities on the first floor.

   Phase 2 - Hotel and Convention Centre.

   Phase 3 - City consider extending Confederation Parking Lot by closing Brock Street from Ontario Street to water except for access for both emergency and to complex parking.

28. (cont'd)

2. MR. ERNEST A. CROMARTY, ARCHITECT (cont'd)

Phase 4 - Development of City or City and privately owned parking facilities in the area.

that Mr. Dover and Mr. Cromarty be asked to prepare more detailed proposals for the consideration by the Finance and Accounts Committee, it being understood that before consideration by the Finance and Accounts Committee the detailed proposals will be referred to the Technical Planning Committee for comment.

Respectfully submitted,

Chairman.

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 5 be given their first and second reading.

(b) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-LawS 1 and 5 their third reading.

(c) That By-Laws 1 and 5 to 22 be given their third reading.

(1) A By-Law to Amend By-Law No. 8723, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Rezone Land on South Side of Princess Street Between Albert and Frontenac Streets From A Residential to C Commercial)" (Rezone Land Located East of Albert Street From C Commercial to C.125 Commercial)

(THREE READING) (PROPOSED NO. 8873)
Clause 4, Report No. 68, 1976

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 4, Report No. 69)

(FIRST AND SECOND READING) (PROPOSED NO. 8874)
Clause 4, Report No. 69, 1976

(Note: Ministry of Transportation and Communications approval required.)

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 7,8 and 9, Report No. 69)

(FIRST AND SECOND READING) (PROPOSED NO. 8875)
Clauses 7, 8 & 9, Report No. 69, 1976

(4) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets of Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clauses 7 and 8, Report No. 69)

(FIRST AND SECOND READING) (PROPOSED NO. 8876)
Clauses 7 & 8, Report No. 69, 1976

(5) A By-Law to Confirm the Proceedings of Council at Its Meeting Held June 28, 1976

(THREE READINGS) (PROPOSED NO. 8877)
City Council Meeting No. 15

BY-LAWS (cont'd)

(6) A By-Law to Authorize the Borrowing of $105,134.00 Upon Debentures Towards the Cost of the Purchase of a King Deluxe 50 Foot Tele-Squrt Pumper

(THIRD READING) (PROPOSED NO. 8794)
Clause 4, Report No. 35, 1976, and
Clause 13(I), Report No. 61, 1976.

(7) A By-Law to Authorize the Borrowing of $310,010.85 Upon Debentures Towards the Cost of the Construction of a Divided Highway on Sir John A. Macdonald Boulevard, Including Street Lights in the Centre Boulevard

(THIRD READING) (PROPOSED NO. 8850)
Clause 13(A), Report No. 61, 1976

(8) A By-Law to Authorize the Borrowing of $115,000.00 Upon Debentures Towards the Cost of the Reconstruction of Bath Road to Four Lanes, With Median Strip

(THIRD READING) (PROPOSED NO. 8851)
Clause 13(B), Report No. 61, 1976

(9) A By-Law to Authorize the Borrowing of $278,000.00 Upon Debentures Towards the Cost of Extensions and Improvements to the Water Distribution System

(THIRD READING) (PROPOSED NO. 8852)
Clause 13(C), Report No. 61, 1976

(10) A By-Law to Authorize the Borrowing of $52,000.00 Upon Debentures Towards the Cost of Reconstruction of Certain Sidewalks

(THIRD READING) (PROPOSED NO. 8853)
Clause 13(D), Report No. 61, 1976

(11) A By-Law to Authorize the Borrowing of $400,000.00 Upon Debentures Towards the Cost of Extensions and Improvements to the Water System

(THIRD READING) (PROPOSED NO. 8854)
Clause 13(E), Report No. 61, 1976

(12) A By-Law to Authorize the Borrowing of $200,000.00 Upon Debentures Towards the Cost of Extensions and Improvements to the Electrical System

(THIRD READING) (PROPOSED NO. 8855)
Clause 13(F), Report No. 61, 1976

BY-LAWS (cont'd)

(13) A By-Law to Authorize the Borrowing of $50,000.00 Upon Debentures Towards the Cost of Improvements to Lake Ontario Park

(THIRD READING) (PROPOSED NO. 8856)
Clause 13(G), Report No. 61, 1976

(14) A By-Law to Authorize the Borrowing of $100,000.00 Upon Debentures Towards the Cost of the Installation of an Inter-Communication System for the Police Department

(THIRD READING) (PROPOSED NO. 8857)
Clause 13(H), Report No. 61, 1976

(15) A By-Law to Authorize the Borrowing of $1,146.63 Upon Debentures Towards the Cost of the Construction of Sidewalks

(THIRD READING) (PROPOSED NO. 8858)
Clause 13(J), Report No. 61, 1976

(16) A By-Law to Authorize the Borrowing of $11,664.97 Upon Debentures Towards the Cost of Reconstruction of Sidewalks

(THIRD READING) (PROPOSED NO. 8859)
Clause 13(K), Report No. 61, 1976

(17) A By-Law to Authorize the Borrowing of $8,811.09 Upon Debentures Towards the Cost of Construction of Curbs, Gutters and Boulevards

(THIRD READING) (PROPOSED NO. 8860)
Clause 13(L), Report No. 61, 1976

(18) A By-Law to Authorize the Borrowing of $339,794.77 Upon Debentures Towards the Cost of Construction of Asphalt Pavements

(THIRD READING) (PROPOSED NO. 8861)
Clause 13(M), Report No. 61, 1976

(19) A By-Law to Authorize the Borrowing of $25,002.01 Upon Debentures Towards the Cost of Construction of Storm Sewers

(THIRD READING) (PROPOSED NO. 8862)
Clause 13(N), Report No. 61, 1976

(20) A By-Law to Consolidate Certain By-Laws and to Provide for the Issue of One Series of Debentures in the Amount of $1,996,564.32 in Canadian Funds

(THIRD READING) (PROPOSED NO. 8864)
Clause 13, Report No. 61, 1976

BY-LAWS (cont'd)

(21) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 84: Additional Section - Residential Accommodation in Commercial Areas - Specific Area No. 1)

(THIRD READING) (PROPOSED NO. 8867)
Clause 1(A), Report No. 64, 1976

(22) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Conversions of Existing Buildings Located in C Commercial Zone East of Division Street)

(THIRD READING) (PROPOSED NO. 8868)
Clause 1(B), Report No. 64, 1976

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 15

The Regular Meeting of City Council Was Held in the Council Chamber at City Hall on Monday, June 28, 1976, at 8:02 P.M. His Worship, Mayor Speal, presided.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Webb (13)

MINUTES

Moved by Ald. Timmins,
Seconded by Ald. Webb,

That the Minutes of City Council Meeting No. 12, held May 10, 1976, be amended to indicate:

a) that Ald. Hawkins was opposed to Clauses 3 and 4 of Report No. 52, and to By-Law 3, and

b) that Ald. Hawkins had declared a Conflict of Interest in By-Laws 9 and 19, since his wife was an employee of the City,

and that, as amended, the Minutes be adopted.

CARRIED

COMMUNICATIONS

Communication 415 was WITHDRAWN.

Council consented to the addition of Communications 417 to 424.

To Be Filed

(391) From the Clerk, Executive Council, The Cabinet Office, acknowledging receipt of the City's response to the petition submitted by Alex Sepp re: decision of O.M.B. in regard to City's petition for approval of Restricted Area By-Laws No. 8426 and No. 8455, notifying that the response has been forwarded to the proper Officials for their consideration.

(392) Copy of *1975 Annual Report to the Minister on the Ontario Municipal Employees Retirement System* from the Ontario Municipal Employees Retirement Board.

(393) From the family of the late Wallace Havelock Robb thanking Council for their expression of sympathy.

(394) Copy of 1976 catalog by Lexington Books for *Energy/Evnironmental Science/Population.*

(395) From the Corporation of the Township of Kingston enclosing a copy of a statement entitled *Kingston Township's Policy Position on Urban Growth.*

(Copies have been distributed to all members of Council.)

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(396) From the Executive Committee of the 1977 International Plowing Match Committee thanking Council for the contribution of $12,000.00 towards the closing banquet for the Match in 1977, and inviting the members of Council to a barbecue to be held at the home of Cliff and Marjorie Allen on the Aragon Road, on Sunday, June 27, 1976, at 1:00 p.m.

(397) From the students of South Crosby Public School in Elgin, Ontario, thanking Council for their tour of City Hall on June 15, 1976, commenting, among other things, on the chandelier in Council Chamber and noting that the Tour Guide was very helpful and polite.

(398) From the Kingscourt Baseball Association thanking Council for their grant in the amount of $2,000.00 on behalf of the children who play within the league.

(399) From St. Mary's of the Lake Hospital thanking Council for the 1976 installment of $10,000.00 towards the City's pledge of $100,000.00 over the next ten years.

(400) From Mr. D.L. Hardtman, Q.C., City Solicitor, notifying that he has received a report from the Co-Ordinating Architect of the Onshore Olympic Sailing Facilities stating that the air-conditioning units now meet design criteria and that the City will not incur any additional costs arising from the rectifying work, noting, however, that this report does not deal with the recent flooding incident, which he has been informed relates to faulty procedure by either the installer or the person responsible for turning on the equipment.

(401) Copy of the Minutes of a Meeting of the Executive of the Cataraqui Region Conservation Authority held June 9, 1976, notifying, among other things, that the Authority has agreed to participate in the 1977 International Plowing Match and provide an exhibit.

(402) From Mr. J.M. Robinson, 18 Grosvenor Court, supporting the purchase of some of the wetlands along the Little Cataraqui Creek by the City in order to preserve them, complimenting Council on such vision and wisdom to act now.

(403) From the Kingston Community Ballet Association thanking Council for their grant in the amount of $1,000.00, and expressing appreciation for the co-operation and assistance of the Parks and Recreation Department concerning the Association's move into a portion of the J.K. Tett Creativity Centre at 370 King Street West.

(404) Copy of *Fire Marshals Quarterly News* published by Ministry of the Solicitor General, Division of Public Safety, for the First Quarter of 1976.

(405) From Mr. & Mrs. McAvoy thanking Council for the flower arrangement sent to them on the occasion of their 60th Wedding Anniversary.

(406) From the Kingston Historical Society thanking Ald. Gerretsen for representing the Mayor at their annual remembrance to Sir John A Macdonald.

(407) From the Providence Manor Board of Directors thanking the members of Council and in particular the Finance Committee for the additional grant for Providence Manor.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(408) From Mr. Stewart Fyfe, Associate Professor, Queen's University, enclosing copies of 3 documents relating to the early municipal history in Kingston:

a) Chap. 33, Statutes of Upper Canada, 56 George III, 1816, "An Act to Regulate the Police within the Town of Kingston";

b) Excerpts from minutes of meetings of the General Quarter Sessions of the Midland District held in Kingston in 1816 and in Adolphustown in 1817, establishing rules for making streets in Kingston and for construction of stove pipes through partitions and roofs, and for chimneys, for the impounding of hogs running in the streets, etc., and

c) Chap. 75, Statutes of Upper Canada, 9 Victoria, 1846, "An Act to Incorporate the Town of Kingston as a City".

(409) Copy of booklet *Urban Prospects - An Urban/Economic Development Strategy for the Atlantic Region*, by C.D. Burke and D.J. Ireland, published by the Ministry of State, Urban Affairs, Canada.

(410) Copy of 1976 catalog for Lexington Books regarding *Land Use and Real Estate*.

To Be Referred to the City of Kingston Planning Board

(411) From the Township of Kingston enclosing a copy of a report by Gore & Storrie Limited, Consulting Engineers, concerning the Township's storm drainage system and suggesting that a joint flood plain survey be conducted.

Which Has Been Referred to the City of Kingston Planning Board

(412) From Mr. Olavi Hamalainen, 1311 Montreal Street, objecting to Zoning By-Law No. 8825 (Rezone 0.1 acre of land west of Montreal Street, south of Hickson Avenue from M6 to M7).

To Be Referred to the Public Works Committee and the Transportation Committee

(413) From the Ministry of Transportation and Communications notifying that the City's request for supplementary subsidy has not been approved, due to budget restraints on the Ministry which necessitate a policy which provides monies only for work of an emergency nature or projects which could not be deferred, and the City's request is for work which would not be classed in either category.

To Be Referred to the Finance and Accounts Committee

(414) From the Little Cataraqui Environment Association commending Council on its decision to purchase the Belcourt property and notifying of the Association's decision to renew their campaign for contributions towards this project and thereby give the City financial support through Wintario (Private & Corporation - 25%; City - 25% Wintario 50%).

COMMUNICATIONS (cont'd)

To Be Referred to the Parks and Recreation Committee

(415) From the Executive Director, K.O.P.E.C., stating:

> "*...Due to the financial requirement to provide supervision for the parking area in City Park, I request that the No Parking regulations contained in By-Law No. 19 be re-instituted during the period of July 17 to August 1, 1976.*
>
> *A survey has been made of the supervision that would be required to eliminate the possibility of damage occurring to the grass areas of the park during this period and the costs involved are far in excess of the budget I have allotted to the festival taking place at that time.*
>
> *Many thanks for your consideration and I trust this will cause no inconvenience.*"

WITHDRAWN

To Be Filed

(416) From the City Hall Softball Team thanking Council for their grant in the amount of $100.00.

(417) Copy of the Minutes of the Meetings of the Kingston Suburban Road Commission held during April, May and June, 1976.

(418) Copies of *Background* dated June 14 and 21, 1976, from The Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all the members of Council.)

(419) Statement of Revenue and Expenditures for the Transit Department of the Public Utilities Commission for the period ending April 30, 1976:

	Statistical Information	
	Jan. 1 to April 30	Month of April
Revenue		
Fares, Charters and BUSIT	$266,418.	$ 59,509.
Advertising and Miscellaneous	9,867.	2,560.
TOTAL REVENUE	$276,285.	$ 62,069.
Expenditures		
Total Operating Expense	$456,941.	$111,452.
Less Revenue	276,285.	62,069.
Plus:		
Pro-rated debenture charges - principal and interest	$ 15,397.	$ 3,849.
TOTAL DEFICIT	$196,053.	$ 53,232.

(420) Brochures and background information regarding *Canada Week, June 25 - July 1.*

COMMUNICATIONS (cont'd)

To Be Referred to the Public Works Committee and the Parks and Recreation Committee

(421) From the Ministry of Transportation and Communications notifying of the expansion of the Ministry's vehicle inspection program to include dump trucks and that municipalities owning dump vehicles may apply for a Government Inspection Station license, at no charge, provided there are adequate premises, suitable equipment and certified mechanics employed.

To Be Referred to the City of Kingston Planning Board

(422) From Charles A. Smith submitting a Zone Change application for Part Lot 22 Con. 3, City of Kingston, between Dalton Avenue and Highway 401, west of Division Street, from M-1 and M-3 to M-2.

(423) From A. Britton Smith, Q.C., Solicitor, referring to the application by Mississauga Apartments (Kingston) Limited for a building permit to construct 201 units on a 31.23 acre site located south of Princess Street and west of the Parkway (R.102(2)75), stating that he understands there is now no problem in providing sewer service to the land and requesting the City to make a decision on whether cash or park is required.

To Be Referred to the Finance and Accounts Committee

(424) From the Little Cataraqui Environment Association bringing to the attention of Council that Mr. John L. Smith had part of his property in the marshes beside the Ambassador Motel filled during the period June 22 to 25.

(Note: Copy of letter distributed to each member of Council.)

PETITIONS

(1) Ald. Miller presented the following petition, having 13 signatures:

"We, the undersigned, request that St. Lawrence Ave. be converted to a one-way street running from the south to the north, i.e. from King St. to Stuart St.

This request is based primarily on the danger presented to the many small children on the street by the constant flow of cars driven by people either searching for parking spots on our small street and frequently pulling into our driveways to turn around, or using St. Lawrence as an access road to King St., especially between 4:30 p.m. and 5:30 p.m. when the university employees pull out of the underground parking lot on Stuart St. Converting St. Lawrence Ave. to a one-way street would also ease the congestion during the winter months when the combination of snow banks and parked cars makes two-way traffic virtually impossible.

We hope that you will give our request serious consideration."

Referred to the Transportation Committee

PETITIONS (cont'd)

(2) Ald. Gerretsen presented the following petition, having 43 signatures:

> "Along with the accompanying letter which clearly states the nature of our complaint, we the undersigned, all residents of Alwington Ave. in the City of Kingston, Ontario, do hereby petition the above mentioned Council to take what we deem the only and appropriate action in the interest of safety;
>
> (1) To construct several speed control bumps along the entire paved width of Alwington Ave. in predetermined locations.
>
> (2) These devices shall remain in place during the entire good weather seasons but be removed and replaced with the start and end of each winter season, so as not to hamper with effective snow clearance."

Referred to the Transportation Committee

REPORTS

Ald. Keyes presented Report No. 68 of the City of Kingston Planning Board as follows:

Council consented to the amendment of Clause 3 by adding Section (e).

Moved by Ald. Keyes, Seconded by Ald. Miller, that Report No. 68 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 68

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That the account of N. J. Pollitt Limited in the amount of $1,450 for demolition of 1 Millers Lane and 80, 82 and 84 York Street be approved for payment.

CARRIED

Ald. Gerretsen declared a Conflict of Interest in Clause 2 as he acts as Solicitor for the applicant.

2. WHEREAS Kingcole Homes Inc. has applied to the Ministry of Housing for approval of a Draft Plan of Condominium located on Part of Lot 39 and all of Lots 40 to 44, Reg. Plan 154 (approximately 0.8 acres at the southeast corner of Thomas and Cowdy Streets) in the City of Kingston, as shown on a Draft Plan under the Condominium Act prepared by David T. Humphries O.L.S. and dated December 4, 1975; and

REPORTS (cont'd)

Report No. 68 - City of Kingston Planning Board (cont'd)

2. (cont'd)

WHEREAS the proposed development conforms with the policies of the Official Plan as approved by the City;

THEREFORE BE IT RESOLVED that it be recommended to the Ministry of Housing that this Draft Plan of Condominium be approved subject to the following condition:

a) *that the applicant shall enter into an agreement with the City providing that, at the applicant's sole expense:*

   i) *the abutting 15 foot wide City owned lane, as shown on the plan, shall be paved with 2 inches of asphalt on 8 inches of consolidated stone, to a width of 12 feet with 5 inches crossfall from south to north. The lane shall be graded to provide access to the south side and avoid ponding,*

   ii) *a mountable curb and gutter shall be constructed on the north side of the lane from Cowdy St. to the curb on the parking lot,*

   iii) *The westerly portion of the existing curb on the south side of the parking lot shall be removed,*

   iv) *the portion of the parking area which is to be used for vehicle parking and aisles shall be paved,*

   v) *a catch basin inlet shall be installed in the north-east corner of the parking lot and be connected to the existing nearby catch basin on Thomas Street,*

   vi) *the area between the curb and the buildings shall be regraded to provide a swale about midway to give drainage away from the units,*

   vii) *the foregoing works shall be completed to the satisfaction of the City,*

   viii) *the applicant will submit a landscaping plan for the site to the City for approval, will implement this approved plan prior to January 1, 1977 and will provide for its continued maintenance,*

   ix) *portions 11A to 20A (inclusive) as shown on the plan shall remain free of trees, fences, hedges or similar obstruction, in order to permit emergency use by fire trucks.*

CARRIED 11:1
(Ald. Hawkins Opposed)
(Ald. Gerretsen Abstained)

3. **WHEREAS** plans have been submitted by Ronald E. McAdoo for an industrial building consisting of a warehouse, showroom and offices for Zenith Electric Supply Limited, Phase I to be located on the northeast corner of Counter Street and Sir John A. Macdonald Blvd.; and

REPORTS (cont'd)

Report No. 68 - City of Kingston Planning Board (cont'd)

3. (cont'd)

WHEREAS application has been made for development control approval of the plans; and

WHEREAS the plans have been examined and approved by the Technical Planning Committee subject to certain conditions; and

WHEREAS Planning Board concurs with the recommendation of the Technical Planning Committee;

THEREFORE BE IT RESOLVED that the following plans prepared by Smith Building Systems and Supply Limited:

1. Drawing P. 454-2 Floor Plan, Phase I
2. Drawing P. 454-3 Southwest-Northeast Elevations

be approved, subject to the applicant entering into a Development Control agreement with the City, which shall include, among others, the following conditions:

(a) The building shall be connected to the sanitary sewer on Counter Street or the applicants shall obtain a permit for a holding tank from the Kingston, Frontenac and Lennox and Addington Health Unit.

(b) The applicants to agree to sign a local improvement petition for the following works when the project is included in the City's Capital budget for the current year:

(i) for the construction of an extension to the sanitary sewer on Counter Street in front of their property;

(ii) for the construction of 16 inch watermain on Sir John A. Macdonald Boulevard where it abuts their property it being understood that the applicant will be responsible for the cost of the watermain to a maximum of 12 inches. The first stage of construction of the watermain shall coincide with the first stage of construction of the applicant's building i.e. a distance of approximately 230 feet from Counter Street to the north limit of the first building phase together with a fire hydrant. Subsequent construction of the watermain shall coincide with subsequent building construction phases up to the north limit of the applicant's property;

(iii) for the paving of Sir John A. Macdonald Boulevard where it abuts their property to a maximum of 20 feet.

(c) The design of the entrance and exit on Counter Street to be subject to approval by the Traffic and Streets Administrator.

(d) The design and location of entrances and exits on Sir John A. Macdonald Boulevard to be subject to approval by the Traffic and Streets Administrator.

REPORTS (cont'd)

Report No. 68 - City of Kingston Planning Board (cont'd)

3. (cont'd)

(e) (i) Land along the west boundary of the site be deeded for road widening purposes to a maximum of 20' (for northerly extension of Sir John A. Macdonald Blvd.)

(ii) Land along the south boundary of the site be deeded for road widening to a maximum of 30' (Counter St.)

(iii) Land for a 100' daylighting triangle be deeded at the north east corner of Counter St. and the northerly extension of Sir John A. Macdonald Blvd.

CARRIED AS AMENDED

Ald. Keenleyside declared a Conflict of Interest in Clause 4 and abstained from voting.

4. WHEREAS By-Law No. 8723, A By-Law to Amend By-Law No. 8499 Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone Land Located on Albert Street from "A" (one and two family) Residential to "C" Commercial)," has been given three readings by Council and notice has been sent to the affected property owners; and

WHEREAS a petition having 18 signatures, and 11 letters objecting and 2 letters supporting this by-law have subsequently been received and considered by Planning Board; and

WHEREAS a public meeting has been held with respect to this By-Law; and

WHEREAS commercial development with direct frontage on Albert Street on this site is not desirable;

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend Zoning By-Law No. 8723 which amends By-Law No. 8499 as follows:

A. by amending Zoning Map No. 19 so as to rezone that parcel of land consisting of approximately 0.27 acres located on the east side of Albert Street as shown on a copy of Zoning Map No. 19 which is attached hereto as Schedule "A" from zone C (Commercial) to zone C.125 (Commercial).

B. by adding as Section 125 the following:

"125. on the approximately 0.4 acre parcel of land located on the east side of Albert Street and designated C.125 on a copy of Zoning Map No. 19 attached to and forming part of By-Law No. 8873 *as Schedule "A", no buildings shall be located within 50 ft. of Albert Street and the land within 50 ft. of Albert Street shall be used for landscaping purposes only except that underground parking shall be permitted.*

REPORTS (cont'd)

Report No. 68 - City of Kingston Planning Board (cont'd)

4. (cont'd)

AND FURTHER, that passing of the aforesaid By-Law shall be subject to the condition that the owner of the subject land shall enter into an agreement with the City that there shall be no vehicular access to or from Albert Stree

CARRIED 12:0
(Ald. Keenleyside Abstaine

Ald. Keenleyside declared a Conflict of Interest in Clause 5 and abstained from voting.

5. That Council does hereby certify that By-Law No. 8873 A By-Law to Amend By-Law No. 8723, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Rezone Land on South Side of Princess Street Between Albert and Frontenac Streets From A Residential to C Commercial)" (Rezone Land Located East of Albert Street from C Commercial to C.125 Commercial) is in conformity with the Official Plan, approved and in force in the City of Kingston.

CARRIED 12:0
(Ald. Keenleyside Abstaine

6. WHEREAS Official Plan Amendment No. 82 (East Side Montreal Street opposite Hickson Avenue) was submitted to the Ministry of Housing for approval in May, 1976; and

WHEREAS the Ministry of Housing has suggested certain modifications to the format of the Amendment; and

WHEREAS the modifications deal with the format of the Amendment only and do not alter the substance of the Amendment in any way:

THEREFORE BE IT RESOLVED that the modifications to Official Plan Amendment No. 82, as follows; as recommended by the Ministry of Housing, be concurred in by Council and that the Ministry be so notified:

PART B - AMENDMENT

(1) Clause 5(84a) be modified to read as follows:

"Notwithstanding any policy to the contrary, on the approximately 0.55 acre parcel of land shown in RED on Schedule A-3, Areas of Potential Population Increase, and located on the east side of Montreal Street, opposite and just north of the intersection with Hickson Avenue, a 12-unit apartment building shall be permitted."

REPORTS (cont'd)

Report No. 68 - City of Kingston Planning Board (cont'd)

6. (cont'd)

(2) The following clause be added:

"Schedule A-3, Areas of Potential Population Increase, is hereby amended by showing in RED the 0.55 acre parcel of land as shown in RED on Schedule "A" of this amendment.'

CARRIED

Respectfully submitted,

(signed) *Ken Keyes (Chairman)*
K.W. Matthews
Lois Miller
D.G. Timmins

* * *

Ald. Gerretsen presented Report No. 69 of the Transportation Committee as follows:

Moved by Ald. Gerretsen, Seconded by Ald. Allmark, that Report No. 69 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 69

To The Mayor and Aldermen June 16th, 1976

The Transportation Committee reports and recommends as follows:

1. That, as requested by K.O.P.E.C., the following streets be closed for the dates shown below during the 1976 Sailing Olympic period:

a) BAGOT STREET - from Barrie to West Street from July 12 to August 1, 1976, incl.

NOTE: This closure has been approved for the period July 19 to 26, 1976 inclusive. However, the Ontario Sports Cavalcade have expressed a desire to operate their clinics from July 12 to August 1, 1976 and will be forming an integral part of the Festival of Nations.

b) ONTARIO STREET - from Brock to Market Street from 2:00 a.m. July 17th to 1:00 a.m. July 18th, 1976.

NOTE: This closure has been approved for the period noon on July 17th until 1:00 a.m. July 18th. However, the extended time is required for the construction of the stages and installation of lighting and sound cables, etc.

CARRIED

REPORTS (cont'd)

Report No. 69 - Transportation Committee (cont'd)

2. That an amending lease be executed as a result of the Ministry of Transport's (Federal) approval of the extension of the lease for Pad No. 1 at Norman Rogers Airport from five to twenty years, for the sum of $1.00.

NOTE: Approval is required in order to permit Corporate Air Limited to obtain a mortgage on the lease of Pad No. 1.

CARRIED

3. That, as recommended by the Purchasing Agent, the following tenders for Traffic Control Equipment, as detailed on Summary of Tender No. 76-22, be accepted:

Item 1	Controller	Automatic Signal	$4,140.00
Item 2A	Heads	Automatic Signal	1,039.36
Item 5	Washers	Automatic Signal	11.20
Item 2B	Heads	Guild Electric	736.00
Item 3	Ped. Heads	Can. Gen. Electric	1,040.00
Item 7	Pole Clamps	Can. Gen. Electric	550.00
Item 11	Ped. Pushbuttons	Can. Gen. Electric	120.00
Item 4	Signal Hangers	Davis Controls	425.75
Item 6	Mounting Devices	Davis Controls	143.22
Item 8	Conductor Wire	Westburne Haldane	967.26
Item 9	Conductor Wire	Westburne Haldane	478.70
Item 10	Conductor Wire	Westburne Haldane	359.88
Item 12	Mast Arms	Westburne Haldane	1,322.90
			$11,334.27

NOTE: The lowest tenders were accepted, with the exception of Item 1, due to the fact that parts and servicing may be kept standard. Summary of Tender No. 76-22 was distributed to all members of Council.

CARRIED

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that right turns from Bath Road onto Queen Mary Road, and left turns from Queen Mary Road onto Bath Road, be prohibited between the hours of 7:00 a.m. and 9:00 a.m. and 4:00 p.m. and 6:00 p.m. each day of the week.

(See By-Law 2: No. 8874) *CARRIED 9:4*
(See Recorded Vote)

Ald. Keyes requested a Recorded Vote on Clause 4 which was as follows:

YEAS: Ald. Allmark, Ald. French, Ald. Gerretsen, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Webb (9)

NAYS: Mayor Speal, Ald. Breen, Ald. Hawkins, Ald. Timmins (4)

REPORTS (cont'd)

Report No. 69 - Transportation Committee (cont'd)

5. That the accounts of Highway Product Sales, in the total amount of $2,427.37, for street name blades, brackets and buckles, be approved for payment.

CARRIED

6. That, notwithstanding the provisions of By-Law 10, the owners of 13 Hamilton Street be permitted to pave a portion of their driveway approximately 17 feet long by 7 feet wide.

NOTE: By-Law 10 requires that the minimum depth of a parking space on an owners' property shall be 20 feet before he is permitted to drive over or pave City owned property between the street line and the roadway.

CARRIED

7. That a by-law be presented to Council to amend By-Law 24 (Traffic), and 495 (Meters), to provide that one hour time limit parking meters be installed on the west side of Nelson Street between York Street and Princess Street, at a rate of 20¢ per hour.

NOTE: At the present time, parallel parking is permitted between the hours of 8:00 a.m. and 6:00 p.m.

(See By-Laws 3 & 4: No. 8875 and 8876) *CARRIED*

8. That a by-law be presented to Council to amend By-Law 24 (Traffic), and 495 (Meters), to provide that parallel parking be established on the south side of Court Street, 100 feet east of Barrie Street to 100 feet west of West Street, to be controlled by three hour time limit parking meters, at a rate of 20¢ per hour.

NOTE: At the present time, right-angle parking is permitted between the hours of 8:00 a.m. and 6:00 p.m.

Referred to Transportation Committee
(See following Motions)

Moved by Ald. Miller,
Seconded by Ald. McArthur,

That Clause 8, Report No. 69, be amended by deleting the following words therefrom:

"and 495 (Meters)"
"parallel parking be established", and
"to be controlled by three hour time limit parking meters, at a rate of 20¢ per hour",

and by adding, after the words "provide that", the words:

"parking be prohibited".

Moved by Ald. Timmins,
Seconded by Ald. Keyes,

That Clause 8 and the motion of Ald. Miller and Ald. McArthur be referred to the Transportation Committee

CARRIED

REPORTS (cont'd)

Report No. 69 - Transportation Committee (cont'd)

9. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be permitted on the east side of McDonald Street, from King Street to Baiden Street.

NOTE: At the present time, parking is prohibited at all times from Monday to Friday.

(See By-Law 3: No. 8875) *CARRIED*

10. That D. Garbutt, P.Eng., be retained, at a rate of 6% of construction costs, but not to exceed $900.00 in order to check the structure and prepare plans and specifications for improvements to the new quarters for the Traffic & Streets Sign and Paint Department, at 19 Queen Street.

CARRIED 11:2
(Ald. Hawkins, Ald. McArthur opposed)

11. That the Kingston District Chamber of Commerce be granted permission to run the Confederation Tour Train into the Portsmouth Harbour area via the manned barricade at King Street and Sir John A. Macdonald Blvd., along King Street, Yonge Street, and out via Union Street, noting that the Tour Train will make no stops in the restricted area.

CARRIED

12. That, notwithstanding the provisions of By-Law No. 10, the Canada Post Office be granted permission to erect or fasten directional signs to the poles at the corner of Brock Street and Ontario Street, Brock Street and Wellington Street, Montreal Street and Princess Street and Wellington Street and Princess Street, directing visitors to the old Post Office building at the corner of Clarence Street and Wellington Street, during the period July 21st to 29th, 1976, with the location, design and installation being subject to approval of the Traffic Streets and Parking Department.

CARRIED

June 22nd, 1976

13. That "No Parking - Tow Away Zones" be established on the following streets, to be effective 24 hours a day, for the period July 12th to August 1st, 1976, inclusive:

COLLEGE STREET - Both sides, from Union Street to a point opposite house number 72 College Street (Donald Gordon Centre)

UNION STREET - Both sides, from Livingston Avenue to Alwington Avenue

NOTE: No Parking - Tow Away Zones are presently in effect; however, these restrictions are now not necessary from a security point of view until July 12th, 1976.

CARRIED

REPORTS (cont'd)

Report No. 69 - Transportation Committee (cont'd)

Respectfully submitted,

(signed) J.P. Gerretsen (Chairman)
G. Allmark
T.D. French
J. Hawkins

* * *

Ald. Breen presented Report No. 70 of the Public Works Committee as follows:

Moved by Ald. Breen, Seconded by Ald. French, that Report No. 70 of the Public Works Committee be received and adopted.

REPORT NO. 70

June 21, 1976

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That, since the contract for the construction of underground services, paved roads and concrete curbs in Crestview II Subdivision includes the construction of services in Joyce Street and since the lots outside of the subdivision which abut Joyce Street will be assessed for these services under the provisions of The Local Improvement Act with Terraceview Holdings Ltd paying the City"s share of the cost of the services, it be recommended to Council that the action of Terraceview Holdings Ltd in awarding the contract to Con-Drain Construction, in the amount of $1,999,998.08, being the lower tender received, be approved.

Note The property owners on Montreal Street have very deep lots. They deeded 33 ft. of their lots to the City for half the street allowance for Joyce Street and when the services have been constructed they will be able to make application to the Committee of Adjustment to sever the rear portion of their lots and offer them for sale.

CARRIED

Respectfully submitted,

(signed) B.E. Breen (Chairman)
T.D. French
Neil McArthur

* * *

REPORTS (cont'd)

Ald. Keenleyside presented Report No. 71 of the Parks and Recreation Committee as follows:

Moved by Ald. Keenleyside, Seconded by Ald. Timmins, that Report No. 71 of the Parks and Recreation Committee be received and adopted clause by clause.

REPORT NO. 71

June 17, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That By-law No.19 - A By-law to Provide for the Regulation use of Parks and Recreational Facilities of the Corporation - be amended as follows -

(a) By adding thereto Schedule "K" - Portsmouth Olympic Harbour Summer 1976 Boat storage Fees.

Note A copy of Background to Summer Fee Schedule, Fees being charged in other Centres and recommended Fee Schedule are attached hereto.

(b) That Schedule "C" - Schedule of Rates for the Rental of Facilities in Youth Centres - be amended to increase the fees for ice rental as follows -

Ice Time for	Rental Rate Per Hour Present	 Proposed
Hockey - Minor	$15.00	$18.00
- Senior	20.00	25.00
# - Surcharge	-	$15.00 per player per season
Broomball	17.00	20.00

# The surcharge would be applicable to each player who reside outside of the City limits and was playing in a City league. The surcharge will not be assessed to non-residents of a tea from a Municipality that provides ice time for a team from t City.

(c) That Schedule "H" - Admission Fees to the Pumphouse Steam Museum be amended to increase the Adult Season Ticket from $1.50 to $2.50.

REPORTS (cont'd)

Report No. 71 - Parks and Recreation Committee (cont'd)

1. (cont'd)

(d) That Schedule "F" - Rate Structure for Use of the Confederation Basin Marina Docking Facilities - be amended to increase the rates as follows -

Type of Boat	Rental Rate Per Night Present	Rental Rate Per Night Proposed
Boats up to and including 18 ft.	$2.50	$3.00
Boats 19 ft and over	15¢ per 1.f.	18¢ per 1.f.

(e) That Schedule "G" - Rate Structure and Guidelines for the Short-Term Leasing or Rental of Mooring Space at The Drydock Property - be amended by increasing the rates as follows -

	Rental Rate Present	Rental Rate Proposed
Seasonal (approximately May to October)	$50.00	$75.00
Monthly	15.00	22.50

(f) That Schedule "D" - Rates for Membership or Use of Belle Park Fairways - be deleted and the following new Schedule "D" be substituted therefor -

Seasonal Rates

# Senior (F)	$ 90.00
Senior (R)	50.00
Student (R)	50.00
Senior Citizens (R)	35.00
Junior (R)	30.00
## Family	
Five or less persons	140.00
Each additional person	30.00

Legend

(F) Full Seasonal Rate - entitles seasonal rate holder to full golfing privileges during any day when the golf course is open for play.

(R) Restricted Seasonal Rate - play on the golf course will be restricted as follows -

Saturdays, Sundays and Holidays - not allowed to tee off until 12 noon.

REPORTS (cont'd)

Report No. 71 - Parks and Recreation Committee (cont'd)

1. (cont'd)

LEGEND (cont'd)

# All seasonal rate classifications have the option of purchasing a full seasonal rate (listed as Senior - $90.00) to enjoy full golfing privileges if they so desire.

## Family - $140.00 allows for one Full Seasonal Rate and up to four other seasonal rates in the various classifications (i.e. Senior (R), Junior (R), etc.). In order to receive full golfing privileges for these four seasonal rate holders, an additional fee will be levied to make up the $90.00 rate.

Daily Green Fees

Senior - weekdays	$3.50
- weekends and holidays	4.50
Students - weekdays	2.50
- weekends and holidays after 12 noon	3.50
Juniors - weekdays	2.00
- weekends and holidays after 12 noon	2.50
Senior Citizens - weekdays	2.00
- weekends and holidays after 12 noon	2.50

Note All age groups may pay the Senior green fee rate for weekend and holiday times before 12 noon of $4.50 should they wish to tee off in the morning.

Children under 11 years of age must be accompanied by an adult when playing on the golf course, at all times.

Age Qualifications

Senior - 21 years of age and over on or before May 1, 197
Student - Under 21 years of age as of May 1, 1976
Junior - Under 18 years of age as of May 1, 1976
Senior Citizen - 60 years or over on or before May 1, 197

Additional Services

Club Rental (18 holes)	$2.00
Cart Rental, pull type (18 holes)	1.00

CARRIED

2. That the New Canadians Service Committee of the Social Planning Council of Kingston and District be not charged for City Hall meeting accommodation used on May 17 and June 3, 1976, and that they be provided with meeting accommodation at no charge for the remainder of the year 1976 on dates and in rooms to be arranged with the Parks and Recreation Deparment notwithstanding the provisions of By-law No.21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chamber.

CARRIED

REPORTS (cont'd)

Report No. 71 - Parks and Recreation Committee (cont'd)

3. That the following accounts be paid -

Hand Chemicals Industries Ltd - $884.30 - fireworks for Lake Ontario Park display - being the only source of supply.

Braun's Landscaping and Nursery Ltd - $3980.00 - supply of trees - being the lowest tender received.

CARRIED

Respectfully submitted,

(signed) *J.L. Keenleyside* (*Chairman*)
D.G. Timmins
J. Hawkins
K.W. Matthews

Schedule A to Parks &
Recreation Meeting #1

PORTSMOUTH OLYMPIC HARBOUR

BACKGROUND TO SUMMER FEE SCHEDULE

June 17, 1976

It is important to use a schedule of fees which is familiar to area boaters. There is a great variety of methods of setting fees within the Kingston area. The Kingston Yacht Club uses a complicated formula of length plus beam plus draft times a rate. Rideau Marina uses a flat per foot rate, regardless of length. Collins Bay uses an increasing rate for each additional foot in length, probably on the premise that the larger the boat, the greater the ability to pay. This may often hold true for owners of new boats but not for owners of older ones. At Collin's Bay the daily rate changes with the progress of the season and with the length of boat.

The pricing of Toronto Island Marina reflects rate setting from strictly an operator's point of view. It is cheaper on a per foot basis to handle larger boats than smaller boats (a type of volume discount) up to a certain length (depending on marina facilities) when a larger boat occupies more than one berth. Although this is the optimum pricing method from a supply perspective, it could be seen to favour the larger boat owner, who in the public's mind is capable of paying a higher rate than the owner of a smaller craft.

The Toronto marinas group the rates into five foot intervals. This is simple to administer with a sliding rate system and saves the operator from having to tape measure each boat. This may be an optimum method, but is foreign to the Kingston area.

The fee schedule has been simplified wherever possible. This allows for ease of administration and simplicity in understanding. The pricing of small boat wet mooring is much higher than dry land storage in order to encourage all boats capable of dry storage to do so. This clears space for larger boats and is possible because of the excellence of the dry storage facilities at Portsmouth. It is important that trimarans, catamarans and houseboats (or any boat of an abnormally large beam) be charged at a higher rate as they occupy more than one normal berth.

The general fee structure should not undercut existing marina operations or the Yacht Club so that the existing operators lose members. In terms of marina docking, the Olympic Harbour offers the most modern in Canadian waters along Lake Ontario and the St. Lawrence River. However, in some areas the services such as travelift crane, on site boat repair and engine overhaul will not be provided. As a public facility, the City should attempt to take less risks in handling boats then would be taken at a private operation. These features would tend to moderate fees slightly. However, the marina facilities at the Portsmouth Olympic Harbour should retain its prestigious, first-rate image. The seasonal storage rates must reflect this.

The boat storage facilities is only one aspect of the facilities available at the Portsmouth Olympic Harbour. It is intended that with a sufficient fee schedule, and efficient management, that the marina be a profitable operation. It is hoped that a portion of the profit will be made available to various recreation programs designed to involve the people of Kingston at the site, especially in sailing. This could be a major source of revenue for the Public Sailing School, which was identified in the Olympic Users Committee Report.

Note: Area marinas were canvassed for rate schedules in the spring of 1976. A fee schedule was not obtained from Rideau Marina until after the seasonal rate had been set.

MB/cp

PORTSMOUTH OLYMPIC HARBOUR : OTHER CHARGES: FACT SHEET

JUNE 17/76
SCH. 'B'

FACILITY	PARKING		PUMPOUT		LOCKER	STEP MAST BY CRANE	GENERAL CRANE SERVICE	STORAGE		LAUNCHING RAMP.
	CARS	TRAILERS	SINGLE	SEASONAL				CRADLE	TRAILER	
PORTSMOUTH OLYMPIC HARBOUR	N/C	*	$4.50	(MEMBERS) $\$3.^{00}$	* IF AVAILABLE	* OR $\$5^{00}$ PER USE	* OR $\$5^{00}$ PER USE			* OR $\$2^{00}$ PER USE OR $\$30^{00}$ PER SEASON
COLLINS BAY			$3.00			$10.00	$15 PER HR.	$10	$10	
RIDEAU MARINA	$1.50/DAY	0.50/DAY	$4.50	$3.50						$1.50 EACH WAY
TRIDENT (PRIVATE)	INCLUDED IN MEMBERSHIP TRANSIENTS: 2^{00}/DAY									
KINGSTON YACHT CLUB			$4.50	$1.50				$23		
DURHAM CRUISEMARINE OSHAWA			$5.00			$0.75/FT		BOTH $25		
TORONTO ISLAND MARINA			$\$5.^{00}$	$\$15^{00}$	$\$30^{00}$					
ONTARIO PLACE MARINA	$90 TO $175 PER SEASON		$\$5^{00}$							

* INCLUDED IN BOAT STORAGE FEES,

PORTSMOUTH OLYMPIC HARBOUR: SUMMER BOAT STORAGE FEES 1976: FACT SHEET JUNE17

FACILITY	VISITORS REGULAR	VISITORS OVER 13' BEAM	WEEKLY	MONTHLY	DRY STORAGE	WET MOORING	SEASON	MEMBERSHIP	TOTAL COST C+C 27
PORTSMOUTH OLYMPIC HARBOUR	DAILY $0.25 PER FT $4.00 MIN	$0.33 PER FT (PLUS 33%)	25% OF MONTHLY	25% OF SEASONAL	MONOHULLS ON HARBOUR CRADLES $80.00 MONOHULLS ON TRAILERS $120.00 CATAMARANS $160.00 BOATS WHICH CAN BE STACKED $40.00	$10.00 PER L.FOOT. 13.33/F OVER 13' BEAM: (PLUS 33%) *NOTE. due to short 1976 season, aug 7 to Oct 15, which only includes ONE prime boating month, the monthly rate will cover the entire period. ie. $2.50/L.F.	OPEN MAY1 MAY 15 TO OCT 15	—	$270 *67.5
CITY: DRY DOCK				$22.00 (33% OF SEAS)		$75.00	NO DEFINED LENGTH	—	$7
CONFEDERATION BASIN	VIC 1ST 4 HRS [illegible] 1ST 8 HRS 0.18/FT/NIGHT $3.00 MIN	72 HRS MAX POWER, +$1.00	—	—	—	—	JUNE 5 TO SEPT 19	—	—
COLLINS BAY	MAY $0.15/FT JUNE $0.2[illegible]/FT JULY AUG 0.25–0.30	PLUS ② 60%	$1.00 TO $2.10/FT	$3.00 TO $5.75/FT [illegible] [illegible] according to [illegible]. During july & august is 76% of seasonal	may to Oct is 30% of Seas.	from $6.25/ft for 12' BOAT TO $7.40/ft for 35' BOAT ADD 60% FOR BOATS OVER 12' W.	MAY 15 TO OCT 15	—	$18
RIDEAU MARINA	$3.[illegible]5/FT $7.[illegible] MIN	—	$1.25/FT	$3.75/FT (37% OF SEAS)	—	$10.00 PER FOOT			$
TRIDENT (PRIVATE)	MEMBER $0.[illegible]/FT $3.00 MIN GUEST [illegible]	—	$1.05	$3.60/FT 33% OF SEAS.	—	$12.20 PER FOOT	—	—	$3
K.Y.C.	$0.15/FT 1 NIGHT MAX.	—	—	—	$51.00/YR LASERS ½ OFF	COMPLICATED FORMULA, LENGTH, PLUS BEAM PLUS DRAFT x A RATE: MIN. 89.00 MONOHULLS RANGE FROM $4.68 TO 5.01/LF EG. C+C 27 = $135.30	MAY 15 TO OCT 15	$121.00 ACTIVE MEMBERSHIP	$25
D. CHAM CRUISEMARINE OSHAWA	$0.20/L.F.		25% of MONTHLY	25% OF SEASONAL	$8.00/L.F MIN $96.00	$13.50/FT, MIN. $243 BOATS OVER 14' BEAM, $17.50/FT MIN $315			$499
TORONTO ISLAND MARINA	$0.20/LF	$0.25 ① (+25%)	25% OF MONTHLY	—	$210.00 INC. A LOCKER	FROM $13.50 FOR 20' TO 15.65 FOR 25' TO 14.00 FOR 50' CATS, TRIMARANS, ETC: (32% HIGHER) FROM $18.00 FOR 20' TO $19.50 FOR 25' TO 18.50 FOR 40'	MAY 15 TO OCT 15		$420
ONTARIO PLACE MARINA	$0.22/FT $5.00 MIN	$0.40/FT ① $9.00 MIN		$4.65/FT (25% OF SEASONAL)	NONE OFFERED	UNDER 20', $15.25/FT. 20-30 = $18.00 $30+UP = 18.50 CATS ETC: FROM $18.50 FOR A 20' TO 25.00 FOR A 40' (35% HIGHER)			$53

① HOUSEBOATS OVER 15' BEAM CHARGED AS CATS + TRIMARANS

② LF OVER A 13' BEAM

Schedule C to Parks & Recreation
Meeting No.14

PORTSMOUTH OLYMPIC HARBOUR

SUMMER

1976 BOAT STORAGE FEES*

Seasonal Rates:		
Wet Moorings:	$10.00 per lin. ft.	
	$13.33 " " " beam over 13 ft.	
Dry Storage:	Monohulls on harbour cradles	$80.00
	Monohulls on trailers	$120.00
	Catamarans	$160.00
	Monohulls which can be racked	$40.00
Monthly Rates:	25% of seasonal	
Weekly Rates:	25% of monthly	
Daily Rates:	Cruisers and sailboats:	$0.25 per ft. $4.00 min.
	Boats over 13' beam	$0.33 per ft.
Crane:	Free for harbour members	
	$5.00 per use, non-members	
Launching Ramps:	Free for harbour members	
	$2.00 per use, non-members	
	$30.00 per season non-members	
Holding Tank Pump-out:	$3.00 harbour members	
	$4.50 non-members	

*Note: due to the short 1976 season, August 7 to October 15, which only includes one prime boating month, the monthly rate will cover this entire period.

MB/cp
17.6.1976

REPORTS (cont'd)

Ald. Webb presented Report No. 72 of the Community Services Committee as follows:

Moved by Ald. Webb, Seconded by Ald. Matthews, that Report No. 72 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 72

June 24th 1976.

TO THE MAYOR AND ALDERMEN:

The Community Services Committee reports and recommends as follows:

1. That an agreement be entered into with The Ontario Dental Association for the administration of a plan of dental services for eligible persons under the General Welfare Assistance Act, it being noted that:

   a) The agreement to be entered into provides for the payment of 5% of the amount of the aggregate billing.

   b) The agreement is for a period from June 1st to December 31st 1976.

   c) The agreement is the standard form approved by the Ministry of Community and Social Services and The Ontario Dental Association for all participating municipalities.

   d) The expenditure is 80% subsidized by the Provincial Government.

CARRIED

2. That the following policy established by the Community Services Committee be approved:

   "That single persons in receipt of General Welfare Assistance shall be allowed to pay a maximum of $100.00 for rental purposes and if paying anything over that amount it must be assumed that they have additional income which has not been disclosed and therefore the additional amount of rental shall be deducted from the General Welfare Assistance".

LOST 4:9

3. That, as recommended by the Purchasing Agent, tenders be accepted in part for those items respectively indicated on the summary of Tender No. 76-23 as being the lowest or one of the lowest tenders received with the exception of the tender of Kingston Creamery for the supply of Graham Wafer Crumbs as it was found that this Company had bid on the wrong item - and further - that it is recommended that unlisted items continue to be purchased on a quotation basis through the Purchasing Agent.

   NOTE: A copy of the Summary of Tender No. 76-23 will be distributed to all members of Council.

CARRIED

REPORTS (cont'd)

Report No. 72 - Community Services Committee (cont'd)

4. That, as recommended by the Local Architectural Conservation Committee, a by-law be passed pursuant to Section 38(7) of The Planning Act, R.S.O. 1970, as amended, to provide that there shall be a 30 day waiting period between the application for and the issuance of a demolition permit - and further - that the Chief Building Inspector be requested to refer requests for demolition permits to the Local Architectural Conservation Advisory Committee to give them an opportunity to recommend to the Planning Board designation of the building if it is of architectural and historical significance.

NOTE: The above provision will not apply to accessory buildings.

CARRIED

5. That, as recommended by the Public Works Committee, the Standard Form of Subdivision Agreement be amended to add the following paragraph:

"Notwithstanding the requirements for completion of sewers, watermains, road base and grading in Section 9 (a) and in addition drainage swales, the issuing of building permits may be on a block by block basis, if requested by the subdivider, providing these services have been constructed to the satisfaction of the Commissioner of Works and the Engineer for the Commission and are connected to existing sewer, watermain and road system. The minimum area that will be considered for the release is one City block in the case of lots and four acres in the case of block land. The maximum number of building permits that will be considered for issuing will not exceed 80% of the total until all the requirements of Section 9(a) have been met.".

CARRIED

6. That the following resolution of the City of Windsor be endorsed as amended by the additional words which are underlined:

"WHEREAS health authorities have recommended that precautions be taken to prevent a possible encephalitis outbreak this coming summer;

AND WHEREAS spraying of mosquito larvae is essential to the control of encephalitis;

AND WHEREAS there is a danger that encephalitis will be much more widespread throughout the Province this year and should be considered as a health hazard and included in the regular preventive programme undertaken by health units and local Boards of Health throughout the Province;

AND WHEREAS preventive programmes which are normally carried out by health units are subsidized by the Province to the extent of 75%;

THEREFORE BE IT RESOLVED that Premier W. G. Davis and the Honourable F. Miller, Minister of Health, be urged to introduce legislation to authorize payment of a 75% Provincial subsidy on approved expenditures to municipalities, Health Units or Boards of Health which carry out a mosquito spraying programme for the control of encephalities, provided such spraying has no adverse effect on the environment.

(See following Motion of Amendment)

REPORTS (cont'd)

Report No. 72 - Community Services Committee (cont'd)

Moved by Ald. Keyes,
Seconded by Ald. Gerretsen,

That Clause 6, Report No. 72, be amended by deleting the following words from the first paragraph "as amended by the additional words which are underlined", and by deleting the following words from the last paragraph, "provided such spraying has no adverse effect on the environment'.

CARRIED 9:4

Clause 6, as amended, was then considered.

6. That the following resolution of the City of Windsor be endorsed:

"WHEREAS health authorities have recommended that precautions be taken to prevent a possible encephalitis outbreak this coming summer;

AND WHEREAS spraying of mosquito larvae is essential to the control of encephalitis;

AND WHEREAS there is a danger that encephalitis will be much more widespread throughout the Province this year and should be considered as a health hazard and included in the regular preventive programme undertaken by health units and local Boards of Health throughout the Province;

AND WHEREAS preventive programmes which are normally carried out by health units are subsidized by the Province to the extent of 75%;

THEREFORE BE IT RESOLVED that Premier W.G. Davis and the Honourable F. Miller, Minister of Health, be urged to introduce legislation to authorize payment of a 75% Provincial subsidy on approved expenditures to municipalities, Health Units or Boards of Health which carry out a mosquito spraying programme for the control of encephalitis."

CARRIED AS AMENDED

7. That the account of Discount Carpet Sales in the amount of $1,081.25 for the supply of rugs at the Work Activity Project be approved for payment it being noted that this is the lowest of three quotations received and that there are sufficient funds in the budget for this purpose.

CARRIED 12:1
(Ald. Hawkins Opposed)

REPORTS (cont'd)

Report No. 72 - Community Services Committee (cont'd)

8. That, as requested by the Kingston Day Care Centre, the City Treasurer be authorized to advance to them, 20% of the balance of the 1976 budget allocation, it being understood that their monthly invoice will be reduced by 20% on a pro-rata basis in order to recover the advance.

CARRIED

Respectfully submitted,

(signed) G.L. Webb (Chairman)
K.W. Matthews
G. Allmark
Neil McArthur
Lois Miller

* * *

Ald. Gerretsen presented Report No. 73 of the Finance and Accounts Committee as follows:

Council consented to the amendment of Clause 9 by adding the the figures "145" after the figures "143" and by adding the words "Part Lot 287, Original Survey Parcel IV" after the words "Bay Street".

Council consented to the amendment of Clause 16 by adding the following words after the figure "$7,150.00": "plus additional cost of moving expenses not to exceed $300.00.".

Moved by Ald. Gerretsen, Seconded by Ald. Breen, that Report No. 73 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 73

June 16, 1976

To the Mayor and Members of Council:

The Finance and Accounts Committee reports and recommends as follows:

1. That the action of the Finance and Accounts Committee, pursuant to Clause 2, Report No. 67, 1976, in accepting the tender of Mead & Co. Limited at a price of $100.041 per $100.00 for the sale of City of Kingston Debentures in amount of $1,996,564.32, being the highest tender received, be ratified and confirmed.

(Note: Other tenders received were:

REPORTS (cont'd)

Report No. 73 - Finance and Accounts Committee (cont'd)

1. (cont'd)

(Note: (cont'd)

	Price per $100.
Walwyn, Stodgell & Gairdner Ltd., the Bank of Nova Scotia and John Graham & Company Limited	*$99.519*
Wood Gundy Limited and the Royal Bank of Canada	*99.365*
McLeod, Young, Weir & Company, Burns, Fry Limited and Midland Doherty Limited	*99.55*
A.E. Ames & Co. Limited, Richardson Securities of Canada and the Toronto-Dominion Bank	*99.659*
Crang & Ostiguy Inc., Levesque Beaubien Limited and the Provincial Bank of Canada	*99.51*
Greenshields Incorporated, Nesbitt Thomson & Company Ltd., and the Bank of Montreal	*99.413*
Molson, Rousseau & Company Limited	*99.50*
Merrill Lynch, Royal Securities Limited and Pitfield MacKay, Ross & Company Limited	*99.839*
Burgess Graham Securities Limited, Dominion Securities Corporation, Harris & Partners Limited, Equitable Securities Limited and the Canadian Imperial Bank of Commerce	*99.529*
Bell, Gouinlock & Company Limited	*99.60)*

CARRIED

2. That, as recommended by the Director General Yachting, the acceptance of the quotation of Industrial Electric Contractors Limited in the amount of $1,283.00 for supply, installation and removal, twice, of temporary electric power system for the sound system at the Opening Ceremony and at the Closing Ceremony at the Sailing Olympics be ratified, being the lower quotation received, to be charged to the Olympic Capital Budget.

(Note: Other quotations received were:

- R.E. Ferguson Ltd. - $1,600.00

- J.S. Electric - Unable to perform work due to previous commitments.)

CARRIED

June 23, 1976

3. That the following budget be established for "Kingston Day" in Watertown in the amount of $2,740.40:

Transportation: (Buses, Truck, Limousine)	$1,456.00
Food	638.00
Accommodation	21.40
Committee Expenses	200.00
Miscellaneous	425.00
	$2,740.40

REPORTS (cont'd)

Report No.73 - Finance and Accounts Committee . (cont'd)

3. (cont'd)

and further that the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE AND ACCOUNTS		
- Kingston Day in Watertown	$2,740.40	-
- Unclassified - Contingencies	-	$2,740.40

CARRIED

4. That, as recommended by the Clerk-Comptroller, the following budget appropriation amendment be approved in order to provide funds for the employment of an additional Commissionaire for the period from June 15 to September 2, 1976, so that a Commissionaire would also be on duty during the day-time to answer the hundreds of questions that arise each day by visitors to the building and relieve the switchboard operator of this function:

	Increase	Decrease
CITY PROPERTY		
GENERAL ADMINISTRATION		
- Temporary Wages	$1,500.	-
FINANCE AND ACCOUNTS		
GENERAL ADMINISTRATION		
- Salaries and Allowances	-	$1,500.

CARRIED

5. That the action of the Director General Yachting in purchasing glass curtains from Whitney's Home Furnishings at a cost of $270.00, installed, for the "press workroom" to further cut down the light intensity from the outside and to afford privacy, be ratified.

(Note: Other Quotation was also received from
Montreal Draperies - $278.89)

CARRIED

6. That,as recommended by the Children's Aid Society, in order to provide adequate services the budget established under the guidelines by the Ministry be increased as follows:

Group Homes -	$ 4,000.00
Social Workers and Social Work Supervisors -	12,997.00
Travelling and Subsistence -	5,700.00
	$22,697.00

it being understood that the assumption by the City for its share of $3,521.00 is conditional upon the County of Frontenac and the Province of Ontario assuming their normal share of the total increase of $22,679.00 and further that the amount of $3,521.00 be transferred from "Finance - Contingencies" to "Finance - Children's Aid Society".

CARRIED 12:1

(Ald. Hawkins opposed)

REPORTS (cont'd)

Report No. 73 - Finance and Accounts Committee. (cont'd)

Moved by Ald. Keenleyside,
Seconded by Ald. Gerretsen.

That Clause 7, Report No. 73, be amended by deleting the sum "$2,000.00" where it occurs 3 times in the clause and by substituting therefor the sum "$2,500.00".

CARRIED

7. That a grant of $2,500.00 for the year 1976 be authorized for payment t the Kingston Grenadier-Yardmen Drum Corps, and the following budget transfer be approved:

	Increase	Decrease
FINANCE AND ACCOUNTS		
GRANTS		
- Unclassified (Account 3082-C)	$2,500.00	-
CONTINGENCIES	-	$2,500.00

CARRIED AS AMENDED
(Ald. Hawkins Opposed)

8. That the account of IBM Canada Ltd., in the amount of $825.52, for the supply of one typewriter for the Clerk-Comptroller's Department, as provided in the budget, be authorized for payment.

CARRIED

9. That, as recommended by the Clerk-Comptroller and the Director of Planni and Urban Renewal, an offer be made to Apartments Unlimited Limited in the amount of $175,681.00, subject to the approval of the Ministry of Housing, for the acquisition of the following properties, as a charge to the N.I.P. Budget:

133, 135, 137: 141: 143, 145, 147 Montreal Street;
90: 92, 94-96 Bay Street and Part Lot 287, Original
Survey Parcel IV

CARRIED AS AMENDED

Moved by Ald. Matthews,
Seconded by Ald. Gerretsen,

That Clause 10, Report No. 73, be referred back to the Finance and Accounts Committee.

LOST 3:8

Mayor Speal withdrew from the meeting at 9:51 p.m.

Ald. Gerretsen assumed the Chair.

Ald. Allmark withdrew from the meeting at 10:04 p.m.

REPORTS (cont'd)

Report No. 73 - Finance and Accounts Committee (cont'd)

10. That, as recommended by the Parks and Recreation Committee, an Agreement be entered into with Gwen Wilkinson, 21 Gordon Street, to permit her to operate the canteen facilities at the Richardson Beach during the 1976 summer season on payment to the City of 15% of the gross or $1500., whichever is greater, plus the cost of electric power, being the most acceptable quotation received.

(Note: This arrangement will be on a trial basis for the 1976 season only.)

LOST 4:7
(See Recorded Vote)

Ald. Hawkins requested a Recorded Vote on Clause 12 which was as follows:

YEAS: Ald. Breen, Ald. French, Ald. Keenleyside, Ald. Timmins (4)

NAYS: Ald. Gerretsen, Ald. Hawkins, Ald. Keyes, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Webb (7)

Ald. Allmark returned to the meeting at 10:13 p.m.

11. That the following budget transfer be approved:

	Increase	Decrease
FINANCE AND ACCOUNTS		
- Account 3054-B (Staff and Committee Meals)	$300.00	
- Contingencies		$300.00

CARRIED 12:0

12. That as recommended by the Architects Consortium and as concurred on by the Director General Yachting, the following Change Order be ratified, with costs, which are extra to the Contract for O.R.T.O. renovations, to be charged to the Olympic Capital Budget for "O.R.T.O.":

- J. Lewin and Co. Inc.

(Change Order No. 8)

Supply and install one Cascade 60 water heater and one hydro guard mixing valve in Harold Harvey Arena, including all pipe fittings and electrical wiring: $1,042.00

CARRIED

13. That a grant of $400.00 towards the cost of hosting the provincial conference of the Kingston Chapter of the Canadian Cystic Fibrosis Foundation in Kingston during October, be approved and charged to "Finance - Civic Receptions".

CARRIED

14. That a grant of $100.00 towards the cost of a tour of Fort Henry and a noon cruise of the 1000 Islands for 30 persons involved in the Ontario/Quebec Student Exchange Program, be made to the Area Consultant of the Canadian Council of Christians and Jews, as a charge to "Finance - Civic Receptions".

CARRIED

REPORTS (cont'd)

Report No. 73 - Finance and Accounts Committee (cont'd)

15. That the lease with Mr. Adrian Cruji for Lot 6, Plan 525, be renewed for a further 10 years commencing July 1, 1976, at a rate of $3.92 per foot frontage, with the annual rental after the first year to be adjusted to take into account the Consumer Price Index, and that the Lessee also to be responsible for payment of Township of Pittsburgh taxes.

Note: Frontage 125 feet.

CARRIED 10:2
(Ald. Hawkins, Ald. Webb oppos

16. That, subject to the approval of the Ministry of Housing, the property at 46 York Street be purchased from Mr. and Mrs. O'Reilly at a price of $7,150.00 plus additional cost of moving expenses not to exceed $300.00. Provision has been made in the N.I.P. Budget for this purchase.

CARRIED AS AMENDED

17. That the account of Mills Office Suppliers Limited, in the amount of $1,890.00, to renew service contract on the A.B. Dick Model 675 Photocopier, Serial #483507, the A.B. Dick Model 369 Offset, Serial #228, and the A.B. Dick Model 167 Con. Unit, Serial #587002, for the period from June 1, 1976 to May 31, 1977 (including 12 inspections per year per machine), be authorized for payment.

CARRIED

18. That as recommended by the Kingston Public Library Board, the tender of M. Sullivan and Son Limited, being the lower tender, in the amount of $223,119.00 be accepted for the exterior renovation and interior renovation of the Bishop's House for the new Kingston Public Library, in accordance with the specifications prepared by Lily Inglis and Wilfred Sorensen, Associated Architects for the Kingston Public Library, subject to agreement being reached between the Board and the Contractor on the necessary adjustments to permit construction within the budgeted amount available to the Board.

(Note: Other tender received was from T. A. Andre & Sons Ltd. in the amount of $321,000.00)

CARRIED

19. That, as recommended by the Public Works Committee, Contract 75/10W with D. A. Foley Ltd. for construction of the North End Trunk Relief Sewer be amended to include the following additional work at a lump sum of $10,000.00:

> Compact native backfill in sewer trench under road, shoulders and car park areas between chainage 2+00 9+30, Plan A-233-1C, using a vibratory compactor producing a dynamic force of not less than 6000 lbs. Compaction to be carried out in 6" layers with 4 passes to each layer.

CARRIED

20. That, as requested by the Public Works Committee, $1,470.00 be transferred from "Finance - Contingencies" to meet the cost incurred by the City in removing to the City Yard an abandoned underground 10,000 gallon oil storage tank discovered while clearing up Lower Union Street, east of Ontario Street.

CARRIED

REPORTS (cont'd)

Report No. 73 - Finance and Accounts Committee. (cont'd)

21. That, as recommended by the Public Works Committee, the Agreement with the Township of Pittsburgh to inspect their sewer system serving the LaSalle High School at a fee of $700.00 per annum and to carry out necessary repairs at the expense of the Township, be terminated as the Ministry of the Environment has taken over this function with effect from June 14, 1976, and that the inspection charge to the Township for the year 1976 be reduced to $350.00.

CARRIED

22. That, as recommended by A. Zagrodney Associates, the account of I. J. Vandusen Construction Co. Ltd. (sub-contractor), in the amount of $812.54, for labour and material to relocate a fence around a tree on King Street, to install a fence on the roof of the north entrance at Leonard Field, and to install rail fittings and barb wire for extra security at Leonard Field, be authorized for payment, and further that the account of Quintal & England Ltd. in the amount of $45.00 for repairs to the damaged roof of the underground washroom of Leonard Hall be approved for payment.

CARRIED

23. That, as recommended by the Architects Consortium and as concurred on by the Director General Yachting, the following Change Order be ratified, with costs, which are extra to the Contract for O.R.T.O. renovations, to be charged to the Olympic Capital Budget for "O.R.T.O.":

- Emmons and Mitchell Construction Company

(Change Order No. 9)

Seal expansion joints in concrete floor, and to supply and install sliding doors at east end pass-thru opening.

$186.29

CARRIED

24. That the Council meeting for July be held on July 12th, so that the meeting usually held on the fourth Monday in July would not interfere with the Olympics, and further that the Council meeting for August be held on August 16th.

CARRIED

25. That, as recommended by Smith, Mill & Ross, Architects, the acceptance by the Mayor and Clerk-Comptroller, the tender of Frost Steel & Wire Company Limited, in the amount of $3,150.00, for all labour and materials, required to fence the Rideau/North Street Park, being the lowest tender, be ratified.

(Note: Other Tenders Received Were:

I. J. Vandusen Contractor Ltd.	-	$3,260.00
Lundy Steel Limited	-	$4,235.00)

CARRIED 11:1
(Ald. Hawkins opposed.)

REPORTS (cont'd)

Report No. 73 - Finance and Accounts Committee (cont'd)

26. That, as recommended by Smith, Mill & Ross, Architects, the acceptance by the Mayor and Clerk-Comptroller, the tender of Univex (Canada) Limited, in the amount of $44,300.00, being the lowest tender, for the labour and materials for Phase 2 of the renovations to the Grand Theatre, be ratified.

(Note: Other Tenders Received Were:

Industrial Electrical Contractor Ltd.	-	$48,900.00
J. S. Electric Ltd.	-	$49,850.00
K. R. McGowan Electric Ltd.	-	$51,480.00)

CARRIED 11:1
(Ald. Webb opposed)

Ald. Keenleyside withdrew from the Meeting at 10:26 P.M.

27. That the City contribute 50% of the estimated cost of $1,500.00 for mounting and lighting the 6 wooden carvings of the boat classes participating in the Olympic Sailing Events, which are being jointly purchased by the City and the Architects Consortium, and that this expenditure be charged to the Olympic Capital Budget.

CARRIED 11:0

28. That, since of the nine proposals received on the development of the Old Ontario Street Fire Hall and the adjoining Confederation Parking Lot, the following two proposals are considered the two most in keeping with a desirable overall development in the area:

1. MR. L. DOVER AND OTHERS

Licensed eating establishment on both floors of the restored fire hall. Maximum utilization of the land adjacent to the fire hall fronting on the waterfront side, i.e. greenhouse, outdoor terrace.

2. MR. ERNEST A. CROMARTY, ARCHITECT - Representing a group of others

Phase 1 - Fire Hall Property - restaurant, including dancing and bar facilities on the first floor.

Phase 2 - Hotel and Convention Centre.

Phase 3 - City consider extending Confederation Parking Lot by closing Brock Street from Ontario Street to water except for access for both emergency and to complex parking.

Phase 4 - Development of City or City and privately owned parking facilities in the area.

REPORTS (cont'd)

Report No. 73 - Finance and Accounts Committee (cont'd)

28. (cont'd)

that Mr. Dover and Mr. Cromarty be asked to prepare more detailed proposals for the consideration by the Finance and Accounts Committee, it being understood that before consideration by the Finance and Accounts Committee the detailed proposals will be referred to the Technical Planning Committee for comment.

CARRIED 10:1
(Ald. Keyes opposed)

Mayor Speal returned to the Meeting at 10:27 and resumed the Chair.

Respectfully submitted,

(signed)
George N. Speal (Chairman)
J.P. Gerretsen
B.E. Breen
J.L. Keenleyside
Ken Keyes
G.L. Webb

* * *

UNFINISHED BUSINESS

Ald. Webb said that he had received a number of complaints concerning people walking their dogs at McBurney Park. He requested that the City Dog By-Law be enforced at the Park.

Ald. Keenleyside returned to the meeting at 10:30 P.M.

Ald. Webb said that he had received indication that many citizens are concerned about and opposed to the proposed purchase of the Belcourt property on the Bath Road adjacent to the Little Cataraqui Creek. He asked to be informed of the steps that are taken in this acquisition so that the persons in opposition could take appropriate action.

Ald. Hawkins suggested that consideration be given to establishing a fee structure for paving private driveways.

Ald. Hawkins suggested that consideration be given to establishing grading levels in the Old Part of the City so that persons cannot suddenly raise the level of their property by filling which results in flooding of neighbouring lands. He said that this would alleviate many neighbourhood squabbles.

Ald. Hawkins said that he was concerned about the recent vote in Parliament to abolish capital punishment. He said that with more than 1,100 prison guards and more than 2,000 inmates in the community the people in Kingston are more aware of the resulting problems than most communities.

He said that he believed representation should be made by Council to Parliament to express concern against abolishing capital punishment.

UNFINISHED BUSINESS

Ald. Keenleyside said, concerning Clause 10 of Report No. 73, that he was concerned that a number of members of the Committee presenting the clause had not been in opposition to the clause in Committee but were opposed when it was considered by Council. He said that no indication of this action had been made to him, the Chairman of the Committee, prior to the Council meeting.

Ald. Matthews said that when he attended a Committee meeting he wished to have all the facts presented to him. He said that if the person referred to in Clause 10 was a City employee this information should have been told to the Committee.

Ald. Matthews also said that he had not taken part in the debate at the Committee meeting as he had had to leave.

Ald. Matthews said that the vacant property north of Place d'Armes at Wellington Street was being used as a dump for garbage and that persons were also using this site to park their vehicles at night and to sleep there in them.

Ald. McArthur said that it was rumoured there would be a meeting between the Health Unit and Nurses tomorrow. He asked if the rumour was true.

Ald. McArthur also said that it was the first time in his experience with organized labour that he had heard of an employer not going to arbitration.

Ald. Webb said that there would be a meeting at 9:00 a.m. tomorrow, June 29th, which was to be open to the public.

Ald. Matthews said that it appeared from the statements made by the administration it was the administration who was locking out the nurses.

He asked why the nurses had been locked-out, and by whom, the Health Unit or their administration.

Mayor Speal said that a City Council meeting was not the forum for this discussion, especially in view of the fact that bargaining would be taking place tomorrow.

Mayor Speal said that he wished to compliment Mr. Neil Patterson, Ald. French, Mayor Rand and Col. Knowlton on the arranging of the very successful events at Watertown Day on June 26th.

He said the Day at Watertown had been a further example of "Hands Across the Border" and in addition to being a part of the Bi-Centennial Celebrations in the United States were a return of the courtesies extended during Kingston's Tercentennial.

Mayor Speal reminded the members of Council of "Canada Week" - June 25 to July 1.

Mayor Speal also reminded the members of Council that there were 18 days left until the Olympic celebrations commenced in Kingston.

Ald. Hawkins said that he wished to take exception to the remarks of his Chairman since he had not been present during the discussion of the leasing of the canteen at Richardson Bathing House at the Parks and Recreation Committee meeting. He also said that in an attempt to obtain further information about the clause he had telephoned the office of the Commissioner of Parks and Recreation 4 times today, but had received no call back from the Commissioner.

BY-LAWS

Council consented to the amendment of By-Laws 3 and 4 to delete provisions of Clause 8, Report No. 69, since that Clause was Referred to the Transportation Committee.

ALL BY-LAWS WERE PASSED UNANIMOUSLY EXCEPT FOR THE FOLLOWING:

Ald. Keenleyside abstained from voting on By-Law 1.

(a) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Laws 1 to 5 be given their first and second readings.

CARRIED

(b) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 1 and 5 their third reading.

CARRIED

(c) Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That By-Laws 1 and 5 to 22 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 8723, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Rezone Land on South Side of Princess Street Between Albert and Frontenac Streets From A Residential to C Commercial)" (Rezone Land Located East of Albert Street From C Commercial to C.125 Commercial)

(THREE READING) (PROPOSED NO. 8873)
Clause 4, Report No. 68, 1976

CARRIED 12:0
(Ald. Keenleyside abstained)

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 4, Report No. 69)

(FIRST AND SECOND READING) (PROPOSED NO. 8874)
Clause 4, Report No. 69, 1976

(Note: Ministry of Transportation and Communications approval required.)

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 7 and 9, Report No. 69)

(FIRST AND SECOND READING) (PROPOSED NO. 8875)
Clauses 7 & 9, Report No. 69, 1976

CARRIED AS AMENDED

BY-LAWS (cont'd)

(4) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets of Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 7, Report No. 69)

(FIRST AND SECOND READING) (PROPOSED NO. 8876)
Clause 7, Report No. 69, 1976

CARRIED AS AMENDED

(5) A By-Law to Confirm the Proceedings of Council at Its Meeting Held June 28, 1976

(THREE READINGS) (PROPOSED NO. 8877)
City Council Meeting No. 15

(6) A By-Law to Authorize the Borrowing of $105,134.00 Upon Debentures Towards the Cost of the Purchase of a King Deluxe 50 Foot Tele-Squrt Pumper

(THIRD READING) (PROPOSED NO. 8794)
Clause 4, Report No. 35, 1976, and
Clause 13(I), Report No. 61, 1976.

(7) A By-Law to Authorize the Borrowing of $310,010.85 Upon Debentures Towards the Cost of the Construction of a Divided Highway on Sir John A. Macdonald Boulevard, Including Street Lights in the Centre Boulevard

(THIRD READING) (PROPOSED NO. 8850)
Clause 13(A), Report No. 61, 1976

(8) A By-Law to Authorize the Borrowing of $115,000.00 Upon Debentures Towards the Cost of the Reconstruction of Bath Road to Four Lanes, With Median Strip

(THIRD READING) (PROPOSED NO. 8851)
Clause 13(B), Report No. 61, 1976

(9) A By-Law to Authorize the Borrowing of $278,000.00 Upon Debentures Towards the Cost of Extensions and Improvements to the Water Distribution System

(THIRD READING) (PROPOSED NO. 8852)
Clause 13(C), Report No. 61, 1976

(10) A By-Law to Authorize the Borrowing of $52,000.00 Upon Debentures Towards the Cost of Reconstruction of Certain Sidewalks

(THIRD READING) (PROPOSED NO. 8853)
Clause 13(D), Report No. 61, 1976

BY-LAWS (cont'd)

(11) A By-Law to Authorize the Borrowing of $400,000.00 Upon Debentures Towards the Cost of Extensions and Improvements to the Water System

(THIRD READING) (PROPOSED NO. 8854)
Clause 13(E), Report No. 61, 1976

(12) A By-Law to Authorize the Borrowing of $200,000.00 Upon Debentures Towards the Cost of Extensions and Improvements to the Electrical System

(THIRD READING) (PROPOSED NO. 8855)
Clause 13(F), Report No. 61, 1976

(13) A By-Law to Authorize the Borrowing of $50,000.00 Upon Debentures Towards the Cost of Improvements to Lake Ontario Park

(THIRD READING) (PROPOSED NO. 8856)
Clause 13(G), Report No. 61, 1976

(14) A By-Law to Authorize the Borrowing of $100,000.00 Upon Debentures Towards the Cost of the Installation of an Inter-Communication System for the Police Department

(THIRD READING) (PROPOSED NO. 8857)
Clause 13(H), Report No. 61, 1976

(15) A By-Law to Authorize the Borrowing of $1,146.63 Upon Debentures Towards the Cost of the Construction of Sidewalks

(THIRD READING) (PROPOSED NO. 8858)
Clause 13(J), Report No. 61, 1976

(16) A By-Law to Authorize the Borrowing of $11,664.97 Upon Debentures Towards the Cost of Reconstruction of Sidewalks

(THIRD READING) (PROPOSED NO. 8859)
Clause 13(K), Report No. 61, 1976

(17) A By-Law to Authorize the Borrowing of $8,811.09 Upon Debentures Towards the Cost of Construction of Curbs, Gutters and Boulevards

(THIRD READING) (PROPOSED NO. 8860)
Clause 13(L), Report No. 61, 1976

(18) A By-Law to Authorize the Borrowing of $339,794.77 Upon Debentures Towards the Cost of Construction of Asphalt Pavements

(THIRD READING) (PROPOSED NO. 8861)
Clause 13(M), Report No. 61, 1976

BY-LAWS (cont'd)

(19) A By-Law to Authorize the Borrowing of $25,002.01 Upon Debentures Towards the Cost of Construction of Storm Sewers

(THIRD READING) (PROPOSED NO. 8862)
Clause 13(N), Report No. 61, 1976

(20) A By-Law to Consolidate Certain By-Laws and to Provide for the Issue of One Series of Debentures in the Amount of $1,996,564.32 in Canadian Funds

(THIRD READING) (PROPOSED NO. 8864)
Clause 13, Report No. 61, 1976

(21) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 84: Additional Section - Residential Accommodation in Commercial Areas - Specific Area No. 1)

(THIRD READING) (PROPOSED NO. 8867)
Clause 1(A), Report No. 64, 1976

(22) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Conversions of Existing Buildings Located in C Commercial Zone East of Division Street)

(THIRD READING) (PROPOSED NO. 8868)
Clause 1(B), Report No. 64, 1976

MOTIONS

(1) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That the congratulations of Council be extended to Mr. and Mrs. F.J. McAvoy of William Street, Kingston, on the occasion of their 60th Wedding Anniversary.

CARRIED

(2) Moved by Ald. Gerretsen,
Seconded by Ald. Hawkins,

That Council do now adjourn.

CARRIED

Council adjourned at 10:53 p.m.

(signed) *T.J. McKibbin,*
Clerk-Comptroller.

(signed) *George N. Speal*
Mayor.

(L.S.)

Local Govt.

CITY COUNCIL MEETING NO. 16

The Regular Meeting of City Council Will Be Held in the Council Chamber at City Hall on Monday, July 12, 1976, at 8:00 P.M.

ROLL CALL

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 13, held May 25, 1976, be adopted as printed.

COMMUNICATIONS

To Be Filed

(425) From Beverley Burlock congratulating Council on its decision to take definite steps to preserve the marshlands along the Little Cataraqui Creek.

(426) From the Bureau of Municipal Research enclosing a booklet entitled *Pet Control in Urban Ontario: The Municipal Role*, a study compiled from a questionnaire sent to municipalities with a population of over 60,000 and describing how they handle their animal control responsibilities.

(Copy has been distributed to each member of Council.)

(427) From the Minister of Revenue acknowledging the City's endorsement of the resolution of the Township of Hope regarding assessment equalization factors, stating that now is not the time for a revision of the equalization factors when the reassessment is so near to completion; asking that the resolution be reconsidered, and enclosing a copy of *Reform of Property Taxation in Ontario, Ontario Budget for 1976.*

(428) From Keith C. Norton, M.P.P., Kingston and The Islands, acknowledging receipt of a copy of a letter sent to the City of London in respect to disposable containers, agreeing that there is a need for control of the disposal of non-returnable containers, pointing out that action to ban these containers will be phased over a five year period under the authority of new legislative amendments in order to ease the economic impact for the industry and noting that in the Kingston area alone a poorly planned move in this regard could dislocate up to 100 workers.

(429) From Keith C. Norton, M.P.P., Kingston and The Islands, acknowledging receipt of a copy of a letter sent to the City of Windsor in respect to a resolution concerning The Municipal Elections Act, and thanking Council for keeping him informed of these matters.

(430) Copy of Remarks made by The Honourable Darcy McKeough, Treasurer of Ontario to the Conference Board in Canada, Third Canadian Financial Conference, at the Prince Hotel in Toronto on June 23, 1976.

CITY COUNCIL MEETING [illegible]

The regular meeting of City Council was held in the [illegible] at City Hall on Monday, July [illegible], at [illegible]

[illegible]

ROLL CALL [illegible]

TABLING OF DOCUMENTS

[illegible]

MINUTES

That the Minutes of City Council [illegible] be adopted as printed.

COMMUNICATIONS [illegible]

To Be Filed

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(431) From the Department of Psychiatry, Queen's University, notifying that the following resolution was unanimously adopted at a meeting of the members of faculty of the Department:

> "Resolved that Queen's University Department of Psychiatry recognizes the importance of a healthy environment to the mental and physical well being of each person in our society and endorses the aims and purposes of the Little Cataraqui Environment Association.",

which was occasioned by the threat of development of that area of land bordering the Little Cataraqui north from Bath Road to Princess Street, which was felt to be a most undesirable development for the future of Kingston.

(432) From Mr. Michael Bell, Director, Agnes Etherington Art Centre, thanking Council for the grant to the Centre and enclosing a copy of the notes for an Address by The Honourable J. Hugh Faulkner, Secretary of State, to the Canadian-American Dialogue of the Canadian Institute for International Affairs in Winnipeg on May 12th.

(433) From the Ontario Municipal Board notifying that a Hearing will be held on Monday, August 16, 1976, at 2:00 P.M. at the Court House, Kingston, regarding an appeal by the Minister of Housing on the decision made by the County of Frontenac Land Division Committee granting United Counties Holdings Limited consent to conveyance, mortgage or charge or to an agreement for the sale and purchase of an irregular shaped parcel of land having a frontage of 267 feet on 10th Concession Road, composing Part of Lot 6, Concession 6, in the Township of Wolfe Island.

(434) From the Kingston Grenadier/Yardmen Drum Corps thanking Council for their grant and enclosing a newspaper clipping reporting on the Corps' first place win in the Bicentennial celebration drum and bugle corps competition in Albany, N.Y., on the July 4th weekend.

(435) From The Children's Aid Society of the City of Kingston and County of Frontenac (Incorporated) acknowledging receipt of the City's approval of their request for a budget increase and notifying that approval has also been received from the County Council and their application has now been submitted to the Minister of Community and Social Services for approval.

(436) From Tilley, Carson & Findlay, Barristers & Solicitors, enclosing a copy of the Reply of the Corporation of the Township of Kingston to the Petition of the City of Kingston, Campeau Corporation, T. Eaton Co. et al, regarding Kingston Regional Shopping Centre.

(437) From the Ministry of Culture and Recreation notifying that their amount for debenture purchase for the Kingston Public Library has been approved, in the reduced amount of $1,000,000.00, due to a reduction in the allocation for capital projects throught the Ontario Universities Capital Aid Corporation.

(City's application to sell them debentures was for $2,065.000.)

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Community Centre Board

(438) From the Deputy Minister of Culture and Recreation notifying that Provincial assistance for arenas and community recreation facilities is available for up to half the cost of repairs necessary to bring buildings up to the standard of safety required by the Ministry, or towards the replacement of arenas which cannot be economically repaired.

To Be Referred to the Transportation Committee

(439) From Mr. W. Thomas, R.R. #1, Kingston, recommending that "street signs" be erected at the corner of Sir John A. Macdonald Boulevard and King Street to identify it, and suggesting that a caution light or sign might be in order as well.

To Be Referred to the Community Services Committee

(440) From the Corporation of the Town of Trenton requesting that Council endorse their following resolution:

> *"WHEREAS the Council of the Corporation of the Town of Trenton is concerned with the increase in crime and in particular, in acts of vandalism;*
>
> *AND WHEREAS the Courts appear to be unable or unwilling to provide suitable deterrents to these crimes;*
>
> *BE IT RESOLVED THAT the Council of the Corporation of the Town of Trenton express to the Federal and Provincial Governments its concern with the increase in crime and its dissatisfaction with the punishment being handed down by the Courts to offenders."*

Which Has Been Referred to the City of Kingston Planning Board

(441) From Black, Black, Pedlar & Atkinson, Barristers & Solicitors, representing Mrs. Dorothy Geiger, a water front property and water lot owner at the foot of Maitland Street, adjacent to property owned and/or leased by Kingston Yacht Club, objecting to a possible breach of the agreement between the City and the Yacht Club by the Yacht Club amounting to:

(a) unauthorized placement of rockfill beyond the limits set out in the agreement;

(b) unauthorized enfringement of the City's riparian right right along two-thirds of the foot of Maitland Street, and

(c) failure to provide public access to the water along the same section of Maitland Street.

To Be Referred to the Housing Sub-Committee

(442) Copy of a News Release by the Ministry of State, Urban Affairs, Canada re: French Scheme Wins Regina Urban Design Competition.

(443) Copy of Remarks by the Honourable Barney Danson, Minister of State for Urban Affairs, made to the Canadian Federation of Mayors and Municipalities in Vancouver, British Columbia, on June 17th.

COMMUNICATIONS (Cont'd)

Which Have Been Referred to the Committee [illegible]

(418) From the Deputy Minister of [illegible] Provincial [illegible] is available [illegible] to bring buildings up to the standards [illegible] Ministry [illegible] economically required.

To Be Referred to the [illegible] Committee

(419) From Mr. [illegible] Thomas [illegible] might be erected at the corner of [illegible] and King Street [illegible] the right [illegible]

To Be Referred to the Committee [illegible]

(420) [illegible]

WHEREAS [illegible]

AND WHEREAS [illegible]

BE IT RESOLVED [illegible]

Which Have Been Referred to the [illegible]

(421) From [illegible]

(a) [illegible]

(b) [illegible]

(c) [illegible]

To Be Referred to the Board of [illegible]

(422) [illegible]

(423) [illegible]

COMMUNICATIONS (cont'd)

To Be Referred to the Housing Sub-Committee (cont'd)

(444) From the Ontario Secretariat for Habitat enclosing the following booklets:

Trends in Human Settlements in Ontario - Directions

Directory of Ontario Human Settlements - Solutions

Human Settlements Issues in Ontario.

(445) Copy of booklet published by the Ministry of State, Urban Affairs, Canada, entitled *Urban Prospects - Heritage by Design*, by Penina Coopersmith with Richard C. Hall.

To Be Referred to the Finance and Accounts Committee

(446) From the Regiopolis-Notre Dame Building Fund requesting financial support for their cause and supplying background information on Regiopolis College, being the oldest Catholic high school in Ontario.

(Copy has been distributed to each member of Council.)

PETITIONS

(1) From the Little Cataraqui Environment Association, having 508 signatures, stating:

"We the undersigned favour the purchase of the lands

(See Map - Lands labelled B, C, E_1 and E_2

Belcourt residential, A.B. Smith Pine Wood and John Smith in the City)

or as much as possible of these lands) bordering the Little Cataraqui either by the City of Kingston, the Conservation Authority, or the Provincial Government, in order to preserve the area and the environment for now and for future generations."

TO BE REFERRED TO THE FINANCE AND ACCOUNTS COMMITTEE

REPORTS

REPORT NO. 74

To The Mayor and Aldermen June 29th, 1976

The Transportation Committee reports and recommends as follows:

1. That the account of Texas Refinery Corporation of Canada Limited, in the amount of $4,167.00, for the supply of protective roof coating on Hangars 3 and 4 at Norman Rogers Airport, be approved for payment.

   NOTE: An agreement was entered into with Texas Refinery Corporation, at an amount not to exceed $6,500, to ensure compatibility of product and to obviate nullification of any warranty conditions of the present contract with Texas Refinery.

2. That Bennett Foods Limited be permitted to proceed with the construction of an enclosed overpass on Bagot Street between the second floor of their warehouse and their store, with the design details subject to approval of the Traffic, Streets & Parking Administrator.

3. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parallel parking, one hour time limit, be established on the east side of Ontario Street, from 131' north of West Street to 233' northerly; and on the west side, from 68' north of West Street to 216' northerly, to provide patrons of the Steam Museum with adequate time to view the facilities.

   NOTE: At the present time, half-hour time limit parallel parking is permitted.

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that Montreal Street be closed to traffic, between Elliot Avenue and Hickson Avenue, for an eight week period commencing on October 1st, 1976.

   NOTE: This action will facilitate the realignment of Montreal Street.

5. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the northerly leg of Sutherland Drive at the easterly junction of Conacher Drive and Sutherland Drive, become a Stop at Sutherland Drive; and that the southerly leg of Conacher Drive become a Yield at Sutherland Drive.

6. That, notwithstanding the provisions of By-Law 10, the Kingston & District Agricultural Society be permitted to hang two banners over Princess Street from July 20th to 24th, 1976, at Princess and Barrie Streets and at Princess and Macdonnell Streets, to advertise the 1976 Kingston Exhibition.

The Transportation Committee MAY PRESENT the following Clause:

7. That, notwithstanding the provisions of By-Law 10, the Downtown Business Association be permitted to hold a sidewalk sale in the downtown area on July 15th and 16th, 1976.

Respectfully Submitted,

Chairman

Public Works Report No.76

July 5, 1976

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the quotation of Hartington Farm Services Ltd., Hartington, Ontario, to supply repair parts for the Case Loader at a price of $772.70 plus Provincial Sales Tax, be accepted.

Note A second quotation was received from Valley Contractor Equipment, Ottawa, Ontario, in the amount of $765.68 plus Provincial Sales Tax.

2. That pursuant to Clause 4(e) of Schedule E to the Agreement between the Corporation of the City of Kingston, the Public Utilities Commission of the City of Kingston and Dacon Corporation Limited, the action of Dacon Corporation Limited in awarding the contract for installation of services in the Wycliffe Subdivision to George Wimpey Ltd., in the amount of $412,909.00, being the lowest tender received, be approved.

Respectfully submitted,

Chairman

Parks and Recreation Report No.77

July 8, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following accounts be paid -

MacLachlan Lumber Company (Kingston) Ltd - $613.65 - supply of miscellaneous building materials for general parks development - lowest quotation received.

Lloyd Shales Diving Supplies - $775.00 - diving services rendered in connection with repairs and installations made at the Confederation Basin Marina and Ontario St Drydock

J.D.Lee Engineering Ltd - $629.66 - Engineering Services rendered in connection with additions to the Cook Youth Centre

Bob Shortt Painting and Decorating - $1055.00 - painting of St. John's House, Portsmouth Park - being the lowest quotation received.

2. That Schedule B of By-law No. 21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chamber - be amended to include the following as a condition of rental for Memorial Hall -

"(f) when alcoholic beverages and food are served in City Hall, the provision of these services shall be contained in Memorial Hall as well as the Cataraqui Room by means of the connecting door from Memorial Hall, it being understood that the serving areas will be designated by the Staff."

Notes (a) Through an oversite, the above Condition of rental was not included in the amendments to By-law No. 21 which were approved by Council at meeting held on June 14, 1976.

(b) The Commissioner of Parks and Recreation has reported as follows -

It is the opinion of the staff that they could effectively control any mess or damage in this way as well as restrict the public access throughout the rest of the building, which is the case now.

Parks and Recreation Department

To the Mayor and Aldermen

The Parks and Recreation [illegible] respectfully [illegible] as follows:

That the following [illegible] be [illegible]

[illegible] Company [illegible]
[illegible]
[illegible]

[illegible]
in connection with [illegible]
[illegible]

[illegible]
in connection with [illegible]

[illegible]
[illegible]
[illegible]

[illegible]

[illegible]

[illegible]

[illegible]
[illegible] Bridge [illegible]

It is the [illegible]
[illegible]

In other words, eliminate the use of the flying bridge area, lobby, etc. We would then provide ash trays (smoking is allowed under Fire Marshall regulations) and food and alcohol serving areas would be set up in such a way as to minimize damage. If this proposal is satisfactory, then on completion of any given event, the doors could be closed and the Hall cleaned up as time and other events dictate. It is also felt that this policy would eliminate all of the doubts that exist upon each individual request because the Hall could be used during and after working hours without interrupting the normal on-going activities of the building.

Respectfully submitted,

Chairman

REPORT NO. 78

July 7, 1976

To the Mayor and Members of Council:

The Finance and Accounts Committee reports and recommends as follows:

1. That the following budget transfer be approved in order to set up the gross N.I.P. budget on the 1976 accounts:

		Increase	Decrease
N.I.P. - IMPLEMENTATION			
#417-10	Acquisition	$ 109,821.	
#417-13	Development - outside (Pool)	472,000.	
#417-14	Development - Parks	216,115.	
#417-20	Land for Social/Public - Acquisition	311,010.	
#417-30	Relocation - Residential	9,600.	
#417-44	Administration	42,684.	
#417-50	Traffic Design & Improvement	53,880.	
#417-55	Contingency Account	74,550.	
REVENUE			
	Cont. Grants - Federal 50%		$ 644,830.
	Cont. Grants - Provincial 25%		322,415.
	City's Share 25%		322,415.*
		$1,289.660.	$1,289,660.

CITY'S SHARE - Provided as follows:

Transfer from Reserve	$ 30,000.
Transfer from Reserve	163,614.
Deferred Revenue - Over 3 Years	128,801.
	$ 322,415.*

2. That, as recommended by the Architects Consortium, Change Order No. 10, in the amount of $3,486.91, for the Architects and Consultants time spent to May 15th, 1976, be ratified, to be charged to the Olympic Capital Budget for "O.R.T.O.".

3. That, as recommended by A. Zagrodney Associates, the account of R. E. Ferguson Ltd., in the amount of $1,562.00, for the supply and installation and connections of housing for the generator at the Olympic Site, be authorized for payment.

   (Note: All materials except the garden shed will be removed by R. E. Ferguson Ltd. The shed becomes City property and will be removed by City forces.)

4. That, as recommended by A. Zagrodney Associates, the account of R. E. Ferguson Ltd., in the amount of $950.00, for the supply and installation of housing for the generator at the Harold Harvey Arena, be authorized for payment.

   (Note: All materials except the garden shed will be removed by R. E. Ferguson Ltd. The shed becomes City property and will be removed by City forces.)

5. That the account of Zagrodney Engineering for design and co-ordinating the security lighting and fencing work at a per deim rate of $16.00 per hour in a total amount of $4,465.38, be approved and a progress payment in the amount of $2,665.38 be authorized for payment as a charge to the Olympic Capital Budget.

   (Note: $2,000.00 previously paid.)

6. That $5,000 be transferred from Finance Contingencies to "Portsmouth - Olympic Harbour - Acquisition of Equipment" for the purchase of a safety sailing boat, it being understood that unless a real need is established for the safety sailing boat, it will be sold.

7. That the account of R.P.A. Consultants Limited, in the amount of $2,160.00, for professional services for May 1976, be authorized for payment.

8. That, subject to the approval of the Ministry of Housing, the property of Friendship Construction Company Limited at 21 Carlisle Street consisting of an acre of land, more or less, be purchased on the following conditions:

(1) that the City will pay to the company the sum of $82,500.00 for the property;

(2) that the City will also pay the following relocation costs:

(i) advertising and changes in stationery, telephone bills, statements, cheques, signs	$ 1,000.00
(ii) actual physical move including equipment and stock etc., including labour costs at $11.00 per hour and rental of truck and operator at $15.00 per hour at actual cost not to exceed	$ 4,000.00
(iii) disruption and loss of business-re-scaffold rental, because of relocation to be determined after business operates in new location for at least six months not to exceed	$ 4,000.00
(iv) cost of fencing new lot - 750 lin. ft. at $8.00 per ft. at actual cost not to exceed	$ 6,000.00
Total estimated cost of relocation	$ 15,000.00

(3) the City will sell to the company an area of City-owned land which is located at the rear of the sub-station on Railway Street just east of the Fire Hall and on the north side of Railway Street having an area of 175.85 ft., more or less, by 200 ft. consisting of approximately three-quarters of an acre for the sum of $7,500.00;

(4) the closing of the agreement for the purchase of the property shall be at the same time as the sale of the Carlisle Street property to the City and not later than September 1, 1976;

(5) that the City will grant a right-of-way from Railway Street 20 ft. wide leading to the property and an easement running over the right-of-way for the extension of sewer and water services which will be installed at the sole expense of the company;

(6) that the City will pass an amendment to zoning By-Law 8499 to rezone the property from M6 to M7;

AND FURTHER; that the Public Utilities Commission be notified that the City wishes to obtain vacant possession of the parcel of land located to the rear of their sub-station on Railway Street by September 1, 1976 and proposes to amend the agreement dated February 23, 1955 to delete the said parcel from the agreement.

[illegible]

6. That it not be transferred from [illegible] "Fortnum's [illegible]" [illegible] the purchase of a [illegible] that [illegible] money, it will be paid.

7. From the balance of [illegible] of $10,159.00, the professional [illegible] authorized for payment.

8. That, subject to the approval of the [illegible] property of [illegible] be purchased on the following conditions:

(1) That the City will pay to the [illegible] the property.

(2) That the City will also pay the following [illegible]:

(i) advertising and posters [illegible] telephone bills, stationery, [illegible]

(ii) annual [illegible]

(iii) distribution [illegible]

(iv) cost of heating [illegible]

[illegible]

(3) [illegible]

(4) The [illegible]

(5) That [illegible]

(6) That the [illegible]

And further that [illegible]

9. That an agreement be entered into to lease approximately two acres of land located on the south half of lot 1, Registered Plan 68, to the Evangel Pentecostal Church subject to the following conditions:

   (1) the lease shall be for a term of 50 years;

   (2) the annual rental for the first year will be $312.00. It will be adjusted each year to take into account changes in the Consumer Price Index.

   (3) the Church will be liable for any property taxes in the event that any part of the land is not exempt by Provincial law from taxation;

   (4) the Church will save the City harmless from all claims arising from the use of the land and will carry public liability insurance in the amount of $500,000.00;

   (5) the Church may renew the lease at the end of the 50 year period for a further 10 years if the City does not require the land for community purposes. In this event, the City will pay the church the depreciated value which will be calculated by writing off the value of the church buildings over a period of 60 years. If the lease is renewed and the land is not required for community purposes by the City, there may be negotiations for a further extension of the lease.

   (6) the Church will use the land and buildings only for religious and recreational purposes and will not sub-let or assign the lease.

10. That, as requested by the Transportation Committee, the sum of $175,00 be provided from "Finance-Contingencies" for the installation of an asphalt pad at the bus stop located at 228 Robert Wallace Drive.

11. That, as requested by the Transportation Committee, the sum of $4,000.00 be provided from "Finance-Contingencies" for the purchase of a Reid's International Tractor, Model 444, Diesel, at a list price of $7,066.00, less trade-in of $3,066.00 making a total of $4,000.00.

12. As recommended by the Transportation Committee, the account of D. A. Foley Limited in the amount of $11,812.50 for rental of and 8-D 16 dozer at a rate of $35.00 per hour for the period March 12th to April 30th be approved for payment, the department head having certified the account for levelling fill on City owned land west of Lappan's Lane, and that the over expenditure of $5,862.50 be financed as follows:

   (1) transfer from "Industrial Department - Travelling Account 309-37" to "Capital Expenditures Financed from Current Revenue" $1,600.00;

   (2) transfer from "Finance-Contingencies" to"Capital Expenditures Financed from Current Revenue" $4,262.50.

13. That, as requested by the Director General of Yachting and recommended by the Public Works Committee, the City supply 1,000 ft. of snow fence for erection on the "Crawford Wharf", Elevator Bay, for use to control spectators during the Public Spectator Boat boarding time, the sum of $350.00 be provided from the Olympic Capital budget for the purpose of providing, erecting and removing the fence, it being understood that additional funds may be required to purchase new sections of the fence to replace sections that may be returned in unuseable condition.

14. That, as recommended by the Public Works Committee, Contract 76/2W with Bennett Paving and Materials Ltd. be amended to include the widening of the east side of Maitland Street from 181 ft. south of King Street southerly to the end of the street with a 10 ft. pavement and curb at total estimated cost of $3,712.00 plus 5% overhead and actual cost of City supervision, as a charge to the Kingston Yacht Club's $10,000.00 deposit.

15. That the issuing of a building permit to Mr. Marcel Pereira to erect a building on Part of Lot 22, Yonge Street, be ratified since the Public Works Committee has approved the agreement for a drainage system on the property that was a prerequisite to the issuing of a building permit, and further, that the Mayor and Clerk-Comptroller be authorized to sign the agreement with Mr. Pereira for the construction and maintenance of a drainage system satisfactory to the Public Works Committee.

16. That Certificate No. 4 in the amount of $14,989.43 to Emmons & Mitchell be authorized for payment, and Certificate No. 5 in the amount of $2,652.19 releasing the holdback be authorized for payment within 37 days after the payment of Certificate No. 4.

17. That the lease with Mrs. Ruby Shirtliff for Lot 1, Plan 515 (Sewage Treatment Plant Area - Township of Pittsburgh) be renewed for the period of July 1, 1976 to July 1, 1977 for 125 ft. of frontage at $3.92 a ft. with adjustment thereafter annually to include changes in the Consumer Price Index but also being understood that Mrs. Shirtliff will be responsible for the payment of all Township of Pittsburgh taxes.

18. That the account of Travelways Ltd. in the amount of $1,310.50 for bus services to Watertown for "Kingston Day" be authorized for payment.

19. That, as recommended by R. P. A. Consultants Limited, the account of Discount Carpet Sales in the amount of $5,829.00 for supply and installation of carpeting in the Restaurant area at the Olympic Site, be authorized for payment.

20. That Certificate No. 1 in the amount of $763.30 to J. Lewin & Co. Inc. be authorized for payment, and Certificate No. 2 in the amount of $134.70 releasing the holdback be authorized for payment within 37 days after the payment of Certificate No. 1.

21. That further to the decision of Council at the meeting held on June 14th, 1976, to purchase 31.2 acres ± of land from Belcourt Construction (Ottawa) Limited at a price of $500,000., subject to certain conditions, the City enter into an agreement with Belcourt Construction as follows:

    (1) The City will make application to the Ministry of Housing for a change in the Official Plan to extend the commercial designation of the land owned by the Company and fronting on the Bath Road by an additional depth of 100 feet northerly.

    (2) That the City will apply to the Ontario Municipal Board for an amendment to By-Law No. 8499, to rezone the Bath Road frontage of the Belcourt property to a depth of 400 feet as C2 Commercial.

    (3) The Company will construct a commercial building with a ground floor area of 80,000 square feet, including the mall plus a second storey containing 12,000 square feet of office space and 460 parking spaces, as shown on the plan presented to the Finance Committee on July 7th, 1976, it being noted that the gas bar must be relocated to conform to the zoning by-law.

[illegible]

18. That, as recommended by the Public [illegible] [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

(4) That the Company will sell the 31.2 acres ± that are located to the rear of the commercial development for the sum of $500,000.; it being noted that no value is being placed on the 100 foot extension of commercial zoning in this transaction since the owner has agreed to limit his building to the areas set forth in Clause 3 and the additional rezoned area will permit a more spacious development.

(5) That the Company will be authorized to use the existing extension of Queen Mary Road but if it wishes a further extension the Company shall pay all the costs of such extension and shall construct it in accordance with the Ministry of Transportation and Communications and City specifications.

(6) The Company will pay the normal sewer surcharge of 17¢ per square foot that is levied on new commercial buildings but will not be required to make any five per cent contribution in land or money for park purposes as no residential construction is involved.

(7) The City will authorize the Company to make connections to the City sewer

(8) The City will be responsible for obtaining access for the Company across the one foot reserve that is located on the west side of Queen Mary Road so that the Company may have access to Queen Mary Road, as extended.

(9) That the City will make every effort to obtain the necessary governmental approvals for the Official Plan change, the zone change, and the capital expenditure of $500,000., but it is understood that the City cannot carry out its undertaking without these approvals.

22. That, subject to the concurrence of the Transportation Committee, in order to provide funds for immediate repairs to the Airport entrance road the following budget amendment be approved:
Airport Revenue - Gasoline Surcharge - Increase by $1,800.00
Expenditures - Roads and Runway Maintenance - Increase by $1,800.00

23. That no action be taken on the following motion of Alderman Gerretsen and Alderman Breen:

WHEREAS a dispute has arisen between the International Olympic Committee and the Federal Government of Canada regarding the accreditation of some of the participants taking part in the Twenty-First Olympiad at Montreal this summer;

AND WHEREAS this dispute may result in the International Olympic Committee withdrawing its Olympic Sanction of the Games;

AND WHEREAS the Games are intended to foster international understanding, brotherhood and sportsmanship amongst all the peoples of the world without regard to race, creed, religion and nationality:

THEREFORE BE IT RESOLVED, that the City of Kingston inform the Federal Government that so long as participants in the Olympics meet the legal requirements for entering into Canada the Federal Government should not interfere and decide what country these athletes represent; and Kingston, as the City where the Sailing Olympic Events will be held, is particularly concerned that the International Olympic Committee Sanction for the Olympic Events may be lost as the result of political interference by the Federal Government.

24. That, as requested by the Tourist Bureau, $300.00 be transferred from "Salaries" for the purchase of uniforms for the Information Attendants, and further that the Bureau be authorized to make additional transfers within the various classifications so long as they do not exceed the total approved budget amount.

Note: The Province of Ontario is subsidizing a portion of the salaries for tourist information. This will provide surplus funds estimated at $1,000.

25. That, as recommended by Zagrodney Engineering, and required by security, the account of I. J. Vandusen Construction Co. Ltd., in the amount of $500.00 for the installation of a gate, be authorized for payment, as a charge to the Olympic Fencing Budget.

Respectfully Submitted.

Chairman.

THE FINANCE COMMITTEE MAY PRESENT THE FOLLOWING CLAUSES:

26. That, as recommended by the Public Works Committee,

WHEREAS a sufficiently signed petition has been received for the reconstruction of a 12 inch combined sewer in Queen Street from 67 feet west of Barrie Street, 253 feet westerly:

THEREFORE the City proceed under Section 7 of the Local Improvement Act with the construction of the said sewer at a total estimated cost of $11,638.00 - City's Share - $1,658.08
Owner's Share - $9,979.92
$11,638.00

and further that necessary funds be provided from the Capital Budget "Local Improvements - Sanitary Sewers".

27. That, as recommended by the Public Works Committee, the following sections of combined sewer in Queen Street, which were originally constructed under the Local Improvement Act be reconstructed as a charge to the general rate:

127 feet of combined sewer in Queen Street between the manhole at Barrie Street westerly to 67 feet west of Barrie Street and from 253 feet west of Barrie Street westerly to connect to the point where the sewer has recently been reconstructed, at an estimated cost of $5,842.00, and further that the Public Works budget be amended as follows:

	Increase	Decrease
Capital Expenditures financed from current revenue - Queen Street combined sewer	$5,842.00	
Capital Expenditures - Drainage - T.V. Inspection of local sewers		$5,842.00

28. That, as recommended by the City Negotiating Committee and concurred in by the Kingston Professional Fire Fighters Association, Local No. 498, the 1975 agreement be amended as follows:

(1) A change in the title of the Training Officer, to be mutually agreed upon between the Association and Fire Chief K. Cowdy.

(2) The Grievance and Complaint procedure be changed to provide for a single arbitrator rather than a Board of Arbitration.

(3) Salaries be increased by 10.7 per cent across-the-board for all ranks except a 10.4 per cent increase for the Assistant Deputy Chiefs and the Assistant to the Chief Training Officer.

Note: Calculations by the City Treasurer indicate that the proposed salary increases are within the Anti Inflation Board guidelines but it is understood that their approval will have to be obtained for the increase. However, salary adjustment cheques will be issued as soon as possible.

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 and 2 be given their first and second reading

(b) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 1 and 2 their third reading.

(c) That By-Laws 1 to 7 be given their third reading.

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 3, 4 and 5, Report No. 74)

(THREE READINGS) (PROPOSED NO. 8878)
Clauses 3,4 & 5, Report No. 74, 1976

(2) A By-Law to Confirm the Proceedings of Council at its Meeting Held July 12, 1976

(THREE READINGS) (PROPOSED NO. 8879)
City Council Meeting No. 16

(3) A By-Law to Authorize the Execution of a Subdivision Agreement With Dacon Corporation Limited (21.6 Acres - Area Westerly End of Nickle Avenue)

(THIRD READING) (PROPOSED NO. 8371)
Clause 6, Report No. 42, 1975

(4) A By-Law to Authorize the Execution of an Agreement With Dacon Corporation Limited (Subdivision Agreement - Southeast Corner of Sutherland Drive and Folger Street)

(THIRD READING) (PROPOSED NO. 8683)
Clause 6, Report No. 121, 1975

(5) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 4, Report No. 69)

(THIRD READING) (PROPOSED NO. 8874)
Clause 4, Report No. 69, 1976

(6) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 4, 7 and 9, Report No. 69)

(THIRD READING) (PROPOSED NO. 8875)
Clauses 4,7 & 9, Report No. 69, 1976

BY-LAWS (cont'd)

(7) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for The Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 7, Report No. 69)

(THIRD READING) (PROPOSED NO. 8876)
Clause 7, Report No. 69, 1976

MOTIONS

CITY COUNCIL MEETING NO. 16

The Regular Meeting of City Council Was Held in the Council Chamber at City Hall on Monday, July 12, 1976, at 8:00 P.M. His Worship, Mayor Speal, presided.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Hawkins (arrived at 8:05 p.m.), Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers (arrived at 8:02 p.m.) Ald. Webb (15)

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 13, held May 25, 1976, be adopted as printed.

WITHDRAWN

COMMUNICATIONS

Council consented to the addition of Communications 447 to 458.

To Be Filed

(425) From Beverley Burlock congratulating Council on its decision to take definite steps to preserve the marshlands along the Little Cataraqui Creek.

(426) From the Bureau of Municipal Research enclosing a booklet entitled *Pet Control in Urban Ontario: The Municipal Role*, a study compiled from a questionnaire sent to municipalities with a population of over 60,000 and describing how they handle their animal control responsibilities.

(Copy has been distributed to each member of Council.)

(427) From the Minister of Revenue acknowledging the City's endorsement of the resolution of the Township of Hope regarding assessment equalization factors, stating that now is not the time for a revision of the equalization factors when the reassessment is so near to completion; asking that the resolution be reconsidered, and enclosing a copy of *Reform of Property Taxation in Ontario, Ontario Budget for 1976.*

(428) From Keith C. Norton, M.P.P., Kingston and The Islands, acknowledging receipt of a copy of a letter sent to the City of London in respect to disposable containers, agreeing that there is a need for control of the disposal of non-returnable containers, pointing out that action to ban these containers will be phased over a five year period under the authority of new legislative amendments in order to ease the economic impact for the industry and noting that in the Kingston area alone a poorly planned move in this regard could dislocate up to 100 workers.

(429) From Keith C. Norton, M.P.P., Kingston and The Islands, acknowledging receipt of a copy of a letter sent to the City of Windsor in respect to a resolution concerning The Municipal Elections Act, and thanking Council for keeping him informed of these matters.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(430) Copy of Remarks made by The Honourable Darcy McKeough, Treasurer of Ontario to the Conference Board in Canada, Third Canadian Financial Conference, at the Prince Hotel in Toronto on June 23, 1976.

(431) From the Department of Psychiatry, Queen's University, notifying that the following resolution was unanimously adopted at a meeting of the members of faculty of the Department:

> "Resolved that Queen's University Department of Psychiatry recognizes the importance of a healthy environment to the mental and physical well being of each person in our society and endorses the aims and purposes of the Little Cataraqui Environment Association.",

which was occasioned by the threat of development of that area of land bordering the Little Cataraqui north from Bath Road to Princess Street, which was felt to be a most undesirable development for the future of Kingston.

(432) From Mr. Michael Bell, Director, Agnes Etherington Art Centre, thanking Council for the grant to the Centre and enclosing a copy of the notes for an Address by The Honourable J. Hugh Faulkner, Secretary of State, to the Canadian-American Dialogue of the Canadian Institute for International Affairs in Winnipeg on May 12th.

(433) From the Ontario Municipal Board notifying that a Hearing will be held on Monday, August 16, 1976, at 2:00 P.M. at the Court House, Kingston, regarding an appeal by the Minister of Housing on the decision made by the County of Frontenac Land Division Committee granting United Counties Holdings Limited consent to conveyance, mortgage or charge or to an agreement for the sale and purchase of an irregular shaped parcel of land having a frontage of 267 feet on 10th Concession Road, composing Part of Lot 6, Concession 6, in the Township of Wolfe Island.

(434) From the Kingston Grenadier/Yardmen Drum Corps thanking Council for their grant and enclosing a newspaper clipping reporting on the Corps' first place win in the Bicentennial celebration drum and bugle corps competition in Albany, N.Y., on the July 4th weekend.

(435) From The Children's Aid Society of the City of Kingston and County of Frontenac (Incorporated) acknowledging receipt of the City's approval of their request for a budget increase and notifying that approval has also been received from the County Council and their application has now been submitted to the Minister of Community and Social Services for approval.

(436) From Tilley, Carson & Findlay, Barristers & Solicitors, enclosing a copy of the Reply of the Corporation of the Township of Kingston to the Petition of the City of Kingston, Campeau Corporation, T. Eaton Co. et al, regarding Kingston Regional Shopping Centre.

(437) From the Ministry of Culture and Recreation notifying that their amount for debenture purchase for the Kingston Public Library has been approved, in the reduced amount of $1,000,000.00, due to a reduction in the allocation for capital projects throught the Ontario Universities Capital Aid Corporation.

(City's application to sell them debentures was for $2,065.000.)

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Community Centre Board

(438) From the Deputy Minister of Culture and Recreation notifying that Provincial assistance for arenas and community recreation facilities is available for up to half the cost of repairs necessary to bring buildings up to the standard of safety required by the Ministry, or towards the replacement of arenas which cannot be economically repaired.

To Be Referred to the Transportation Committee

(439) From Mr. W. Thomas, R.R. #1, Kingston, recommending that "street signs" be erected at the corner of Sir John A. Macdonald Boulevard and King Street to identify it, and suggesting that a caution light or sign might be in order as well.

To Be Referred to the Community Services Committee

(440) From the Corporation of the Town of Trenton requesting that Council endorse their following resolution:

> *"WHEREAS the Council of the Corporation of the Town of Trenton is concerned with the increase in crime and in particular, in acts of vandalism;*
>
> *AND WHEREAS the Courts appear to be unable or unwilling to provide suitable deterrents to these crimes;*
>
> *BE IT RESOLVED THAT the Council of the Corporation of the Town of Trenton express to the Federal and Provincial Governments its concern with the increase in crime and its dissatisfaction with the punishment being handed down by the Courts to offenders."*

Which Has Been Referred to the City of Kingston Planning Board

(441) From Black, Black, Pedlar & Atkinson, Barristers & Solicitors, representing Mrs. Dorothy Geiger, a water front property and water lot owner at the foot of Maitland Street, adjacent to property owned and/or leased by Kingston Yacht Club, objecting to a possible breach of the agreement between the City and the Yacht Club by the Yacht Club amounting to:

(a) unauthorized placement of rockfill beyond the limits set out in the agreement;

(b) unauthorized enfringement of the City's riparian right right along two-thirds of the foot of Maitland Street, and

(c) failure to provide public access to the water along the same section of Maitland Street.

To Be Referred to the Housing Sub-Committee

(442) Copy of a News Release by the Ministry of State, Urban Affairs, Canada re: French Scheme Wins Regina Urban Design Competition.

(443) Copy of Remarks by the Honourable Barney Danson, Minister of State for Urban Affairs, made to the Canadian Federation of Mayors and Municipalities in Vancouver, British Columbia, on June 17th.

COMMUNICATIONS (cont'd)

To Be Referred to the Housing Sub-Committee (cont'd)

(444) From the Ontario Secretariat for Habitat enclosing the following booklets:

Trends in Human Settlements in Ontario - Directions
Directory of Ontario Human Settlements - Solutions
Human Settlements Issues in Ontario.

(445) Copy of booklet published by the Ministry of State, Urban Affairs, Canada, entitled *Urban Prospects - Heritage by Design*, by Penina Coopersmith with Richard C. Hall.

To Be Referred to the Finance and Accounts Committee

(446) From the Regiopolis-Notre Dame Building Fund requesting financial support for their cause and supplying background information on Regiopolis College, being the oldest Catholic high school in Ontario.

(Copy has been distributed to each member of Council.)

To Be Filed

(447) From the Ministry of the Attorney General inviting the members of Council to attend the Official Opening of the new premises for the Provincial Court (Family Division) at 469 Montreal Street on Thursday, July 22, 1976, at 1:00 P.M.

(448) From the Kingston Area Planning Board notifying that the following resolution was passed by the Board at its meeting on June 24th:

> "That the Kingston Area Planning Board approve the recommended plan of subdivision as submitted by Calanco Lands Limited subject to the approval of the three authorities involved, i.e. Kingston Township, the City of Kingston and Transport Canada, and agreement on the location of the north-south arterial road being reached to mutual satisfaction.",

and that a unanimous decision was reached that a north-south arterial road is essential, whether it be on airport property or to the east of the airport property.

(449) Copy of booklet entitled *Urban Prospects - Canadian Settlement and Environmental Planning* by Alice Coleman from the Ministry of State and Urban Affairs, Canada.

(450) Copy of *Comment* published by the Bureau of Municipal Research concerning the Role of the Municipal Auditor in Ontario.

(Copies have been distributed to each member of Council.)

(451) Copy of *The Downtowner* published by the Kingston Downtown Business Association.

(Copies have been distributed to each member of Council.)

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board

(452) From the Little Cataraqui River Environmental Assessment Research Group, comprised of university students with funding from the Experience '76 summer student employment program of Ontario, have carried out an environmental impact assessment study for the Little Cataraqui River between Bath Road and Princess Street, inviting the members of Council and all other City Officials to attend a public meeting which will be held on Thursday, August 19th, at 7:00 P.M. in Memorial Hall at which time the results of the research study carried out will be made available to the public.

(453) From the Waterfront Users Association requesting that Council look into the federal lease of the harbour lands to Commonwealth Holiday Inns to determine:

- (a) the area actually being leased;
- (b) what provisions are in the lease for continued public access to the water; and
- (c) if other public rights, such as riparian rights, from the publicly owned street are being protected.

(454) From the Waterfront Users Association requesting that Council rezone the federally owned wharf at the foot of Brock Street to help protect its continued existence as a public wharf.

(455) From the Waterfront Users Association requesting that Brock Street be kept open as a street leading to the water, and that the cobblestones be preserved rather than having repairs made with asphalt.

To Be Filed

(456) From the Corporation of the City of Owen Sound requesting that Council endorse their following resolution:

> *"WHEREAS many municipalities in Ontario are faced with large expenditures of monies to up-grade arena facilities to comply with current building code requirements without any adjustment to the Code for special circumstances; and*
>
> *WHEREAS in an effort to operate within the Federal anti-inflation guidelines municipalities are endeavouring to restrain expenditures;*
>
> *WHEREAS the Wintario Lottery scheme has been extremely successful in generating monies for cultural and recreational purposes.*
>
> *NOW THEREFORE BE IT RESOLVED THAT the Province of Ontario be requested to provide a special grant, from Wintario funds, for those municipalities that are required to up-grade arena facilities to comply with current building code requirements."*

(This is already Government policy.)

(457) From the Association of Women Electors of Kingston Area supporting Council's decision to appeal the Ontario Municipal Board decision with regard to the location of the Kingston Regional Shopping Centre.

COMMUNICATIONS (cont'd)

To Be Referred to the Finance and Accounts Committee

(458) From the Association of Women Electors of Kingston Area stating that while they generally do not approve of the disposal of public land for any purpose, they feel the property consisting of 2 acres in Shannon Park should be sold rather than leased to the Evangel Pentecostal Church, since permanent structures will be erected on it.

PETITIONS

(1) From the Little Cataraqui Environment Association, having 508 signatures, stating:

"We the undersigned favour the purchase of the lands

(See Map - Lands labelled B, C, E_1 and E_2

Belcourt residential, A.B. Smith Pine Wood and John Smith in the City)

or as much as possible of these lands) bordering the Little Cataraqui either by the City of Kingston, the Conservation Authority, or the Provincial Government, in order to preserve the area and the environment for now and for future generations."

REFERRED TO THE FINANCE AND ACCOUNTS COMMITTEE

REPORTS

Ald. Gerretsen presented Report No. 74 of the Transportation Committee as follows:

Council consented to the amendment of Clause 7 to include the date "17th" and to its presentation to Council, as amended.

Moved by Ald. Gerretsen, Seconded by Ald. Allmark, that Report No. 74 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 74

To The Mayor and Aldermen June 29th, 1976

The Transportation Committee reports and recommends as follows:

REPORTS (cont'd)

Report No. 74 - Transportation Committee (cont'd)

1. That the account of Texas Refinery Corporation of Canada Limited, in the amount of $4,167.00, for the supply of protective roof coating on Hangars 3 and 4 at Norman Rogers Airport, be approved for payment.

NOTE: An agreement was entered into with Texas Refinery Corporation, at an amount not to exceed $6,500, to ensure compatibility of product and to obviate nullification of any warranty conditions of the present contract with Texas Refinery.

CARRIED

2. That Bennett Foods Limited be permitted to proceed with the construction of an enclosed overpass on Bagot Street between the second floor of their warehouse and their store, with the design details subject to approval of the Traffic, Streets & Parking Administrator.

REFERRED TO CITY OF KINGSTON PLANNING BOARD AND TECHNICAL PLANNING COMMITTEE

(See following Motion of Referral)

Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That Clause 2, Report No. 74, be referred to the City of Kingston Planning Board and the Technical Planning Committee.

CARRIED

3 That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parallel parking, one hour time limit, be established on the east side of Ontario Street, from 131' north of West Street to 233' northerly; and on the west side, from 68' north of West Street to 216' northerly, to provide patrons of the Steam Museum with adequate time to view the facilities.

NOTE: At the present time, half-hour time limit parallel parking is permitted.

CARRIED

4. That a by-law be presented to Council to amend By-Law No. 24 (Traffic), to provide that Montreal Street be closed to through traffic, between Elliot Avenue and Hickson Avenue, for an eight week period commencing on October 1st, 1976.

NOTE: This action will facilitate the realignment of Montreal Street.

CARRIED 14:1
(Ald. Webb opposed.)

REPORTS (cont'd)

Report No. 74 - Transportation Committee (cont'd)

5. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the northerly leg of Sutherlan Drive at the easterly junction of Conacher Drive and Sutherl Drive, become a Stop at Sutherland Drive; and that the south leg of Conacher Drive become a Yield at Sutherland Drive.

CARRIED

6. That, notwithstanding the provisions of By-Law 10, the Kingston & District Agricultural Society be permitted to hang two banners over Princess Street from July 20th to 24th, 1976, at Princess and Barrie Streets and at Princess and Macdonnell Streets, to advertise the 1976 Kingston Exhibition.

CARRIED

7. That, notwithstanding the provisions of By-Law 10, the Downtown Business Association be permitted to hold a sidewalk sale in the downtown area on July 15, 16th and 17th, 1976.

CARRIED AS AMENDED

Respectfully submitted,

(signed) *J.P. Gerretsen (Chairman)*
G. Allmark
T.D. French
D.J. Travers

* * *

Council consented to the presentation of Report No. 75 of the City of Kingston Planning Board, which, inadvertently, was not printed and distributed with the Agenda.

Ald. Keyes presented Report No. 75 of the City of Kingston Planning Board as follows:

Council consented to the amendment of Report No. 75 by inserting the date "June 15, 1976" immediately prior to Clause 2.

Moved by Ald. Keyes, Seconded by Ald. Miller, that Report No. 75 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 75

May 11, 1976

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

REPORTS (cont'd)

Report No. 75 - City of Kingston Planning Board (cont'd)

Mayor Speal declared a Conflict of Interest in Clause 1 and abstained from voting.

1. That NO ACTION be taken on the request of Mr. J. Brown, Senior Planner, Subdivisions Branch, Ontario Ministry of Housing, to consider an amended plan of subdivision (Part Lot 17, Concession II, West of Portsmouth Avenue - Splinter Subdivision and Springer Lots) which would incorporate access to the back halves of the lots on the west side of Portsmouth Avenue.

   NOTE: The Clerk-Comptroller recommends that Minute No. 76-164 be reported to Council.

CARRIED 14:0
(Mayor Speal Abstained)

June 15, 1976

2. That, as recommended by the Local Architectural Conservation Advisory Committee, 1-3-5 Cassidy Street and the City of Kingston Depot School Day Care Centre at Railway and Montreal Streets be designated as buildings of historic and architectural value pursuant to Section 29 of The Ontario Heritage Act, 1974.

CARRIED

Respectfully submitted,

(signed) *Ken Keyes (Chairman)*
Judith Mackenzie
K.W. Matthews
Lois Miller
D.G. Timmins

* * *

Ald. Breen presented Report No. 76 of the Public Works Committee as follows:

Moved by Ald. Breen, Seconded by Ald. French, that Report No. 76 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 76

July 5, 1976

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

REPORTS (cont'd)

Report No. 76 - Public Works Committee (cont'd)

1. That the quotation of Hartington Farm Services Ltd., Hartington, Ontario, to supply repair parts for the Case Loader at a price of $772.70 plus Provincial Sales Tax, be accepted.

Note A second quotation was received from Valley Contractor Equipment, Ottawa, Ontario, in the amount of $765.68 plus Provincial Sales Tax.

CARRIED

2. That pursuant to Clause 4(e) of Schedule E to the Agreement between the Corporation of the City of Kingston, the Public Utilities Commission of the City of Kingston and Dacon Corporation Limited, the action of Dacon Corporation Limited in awarding the contract for installation of services in the Wycliffe Subdivision to George Wimpey Ltd., in the amount of $412,909.00, being the lowest tender received, be approved.

CARRIED 14:1
(Ald. Hawkins opposed)

Respectfully submitted,

(signed) *B.E. Breen (Chairman)*
T.D. French
Judith Mackenzie
Neil McArthur
D.J. Travers

* * *

Ald. Keenleyside presented Report No. 77 of the Parks and Recreation Committee as follows:

Moved by Ald. Keenleyside, Seconded by Ald. Timmins, that Report No. 77 of the Parks and Recreation Committee be received and adopted clause by clause.

REPORT NO. 77

July 8, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

REPORTS (cont'd)

Report No. 77 - Parks and Recreation Committee (cont'd)

1. That the following accounts be paid -

MacLachlan Lumber Company (Kingston) Ltd - $613.65 - supply of miscellaneous building materials for general parks development - lowest quotation received.

Lloyd Shales Diving Supplies - $775.00 - diving services rendered in connection with repairs and installations made at the Confederation Basin Marina and Ontario St Drydock

J.D.Lee Engineering Ltd - $629.66 - Engineering Services rendered in connection with additions to the Cook Youth Centre

Bob Shortt Painting and Decorating - $1055.00 - painting of St. John's House, Portsmouth Park - being the lowest quotation received.

CARRIED

2. That Schedule B of By-law No. 21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chamber - be amended to include the following as a condition of rental for Memorial Hall -

"(f) when alcoholic beverages and food are served in City Hall, the provision of these services shall be contained in Memorial Hall as well as the Cataraqui Room by means of the connecting door from Memorial Hall, it being understood that the serving areas will be designated by the Staff."

Notes (a) Through an oversite, the above Condition of rental was not included in the amendments to By-law No. 21 which were approved by Council at meeting held on June 14, 1976.

(b) The Commissioner of Parks and Recreation has reported as follows -

It is the opinion of the staff that they could effectively control any mess or damage in this way as well as restrict the public access throughout the rest of the building, which is the case now.

REPORTS (cont'd)

Report No. 77 - Parks and Recreation Committee (cont'd)

2. (cont'd)

In other words, eliminate the use of the flying bridge area, lobby, etc. We would then provide ash trays (smoking is allowed under Fire Marshall regulations) and food and alcohol serving areas would be set up in such a way as to minimize damage If this proposal is satisfactory, then on completion of any given event, the doors could be closed and the Hall cleaned up as time and other events dictate. It is also felt that this policy would eliminate all of the doubts that exist upon each individual request because the Hall could be used during and after working hou without interrupting the normal on-going activities of the buildin

CARRIED 14:1
(Ald. Hawkins Opposed)

Respectfully submitted,

(signed) *J.L. Keenleyside (Chairman)*
D.G. Timmins
J. Hawkins
Judith Mackenzie
K.W. Matthews

* * *

Ald. Gerretsen presented Report No. 78 of the Finance and Accounts Committee as follows:

Council consented to the amendment of Clauses 26 and 27, by deleting the words "combined sewer" and substituting therefor the words "sanitary sewer", and to their presentation to Council, as amended.

Council consented to the addition of Clause 28 for presentation to Council.

Moved by Ald. Gerretsen, Seconded by Ald. Keenleyside, that Report No. 78 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 78

July 7, 1976

To the Mayor and Members of Council:

The Finance and Accounts Committee reports and recommends as follows:

Report No. 78 - Finance and Accounts Committee (cont'd)

1. That the following budget transfer be approved in order to set up the gross N.I.P. budget on the 1976 accounts:

		Increase	Decrease
N.I.P. - IMPLEMENTATION			
#417-10	Acquisition	$ 109,821.	
#417-13	Development - outside (Pool)	472,000.	
#417-14	Development - Parks	216,115.	
#417-20	Land for Social/Public - Acquisition	311,010.	
#417-30	Relocation - Residential	9,600.	
#417-44	Administration	42,684.	
#417-50	Traffic Design & Improvement	53,880.	
#417-55	Contingency Account	74,550.	
REVENUE			
Cont. Grants - Federal 50%			$ 644,830.
Cont. Grants - Provincial 25%			322,415.
City's Share 25%			322,415.*
		$1,289.660.	$1,289,660.

CITY'S SHARE - Provided as follows:

Transfer from Reserve	$ 30,000.
Transfer from Reserve	163,614.
Deferred Revenue - Over 3 Years	128,801.
	$ 322,415.*

CARRIED

2. That, as recommended by the Architects Consortium, Change Order No. 10, in the amount of $3,486.91, for the Architects and Consultants time spent to May 15th, 1976, be ratified, to be charged to the Olympic Capital Budget for "O.R.T.O.".

CARRIED

3. That, as recommended by A. Zagrodney Associates, the account of R. E. Ferguson Ltd., in the amount of $1,562.00, for the supply and installation and connections of housing for the generator at the Olympic Site, be authorized for payment.

(Note: All materials except the garden shed will be removed by R. E. Ferguson Ltd. The shed becomes City property and will be removed by City forces.)

CARRIED

4. That, as recommended by A. Zagrodney Associates, the account of R. E. Ferguson Ltd., in the amount of $950.00, for the supply and installation of housing for the generator at the Harold Harvey Arena, be authorized for payment.

(Note: All materials except the garden shed will be removed by R. E. Ferguson Ltd. The shed becomes City property and will be removed by City forces.)

CARRIED

REPORTS (cont'd)

Report No. 78 - Finance and Accounts Committee (cont'd)

5. That the account of Zagrodney Engineering for design and co-ordinating the security lighting and fencing work at a per deim rate of $16.00 per hour in a total amount of $4,465.38, be approved and a progress payment in the amount of $2,665.38 be authorized for payment as a charge to the Olympic Capital Budget.

   (Note: $2,000.00 previously paid.)

CARRIED 14:1
(Ald. Hawkins Opposed)

6. That $5,000 be transferred from Finance Contingencies to "Portsmouth - Olympic Harbour - Acquisition of Equipment" for the purchase of a safety patrol boat, it being understood that unless a real need is established for the safety patrol boat, it will be sold.

CARRIED 10:5
(Ald. Hawkins Opposed)

7. That the account of R.P.A. Consultants Limited, in the amount of $2,160.00, for professional services for May 1976, be authorized for payment.

CARRIED

8. That, subject to the approval of the Ministry of Housing, the property of Friendship Construction Company Limited at 21 Carlisle Street consisting of an acre of land, more or less, be purchased on the following conditions:

   (1) that the City will pay to the company the sum of $82,500.00 for the property;

   (2) that the City will also pay the following relocation costs:

(i)	advertising and changes in stationery, telephone bills, statements, cheques, signs	$ 1,000.00
(ii)	actual physical move including equipment and stock etc., including labour costs at $11.00 per hour and rental of truck and operator at $15.00 per hour at actual cost not to exceed	$ 4,000.00
(iii)	disruption and loss of business ere on scaffold rental, because of relocation to be determined after business operates in new location for at least six months not to exceed	$ 4,000.00
(iv)	cost of fencing new lot - 750 lin. ft. at $8.00 per ft. at actual cost not to exceed	$ 6,000.00
	Total estimated cost of relocation	$ 15,000.00

   (3) the City will sell to the company an area of City-owned land which is located at the rear of the sub-station on Railway Street just east of the Fire Hall and on the north side of Railway Street having an area of 175.85 ft., more or less, by 200 ft. consisting of approximately three-quarters of an acre for the sum of $7,500.00;

REPORTS (cont'd)

Report No. 78 - Finance and Accounts Committee (cont'd)

8. (cont'd)

(4) the closing of the agreement for the purchase of the property shall be at the same time as the sale of the Carlisle Street property to the City and not later than September 1, 1976;

(5) that the City will grant a right-of-way from Railway Street 20 ft. wide leading to the property and an easement running over the right-of-way for the extension of sewer and water services which will be installed at the sole expense of the company;

(6) that the City will pass an amendment to zoning By-Law 8499 to rezone the property from M6 to M7;

AND FURTHER; that the Public Utilities Commission be notified that the City wishes to obtain vacant possession of the parcel of land located to the rear of their sub-station on Railway Street by September 1, 1976 and proposes to amend the agreement dated February 23, 1955 to delete the said parcel from the agreement.

CARRIED 13:1
(See Recorded Vote)

Ald. Webb requested a Recorded Vote on Clause 8 which was as follows:

YEAS: Mayor Speal, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers, Ald. Webb (13)

NAYS: Ald. Hawkins

Ald. Allmark abstained from voting.

9. That an agreement be entered into to lease approximately two acres of land located on the south half of lot 1, Registered Plan 68, to the Evangel Pentecostal Church subject to the following conditions:

(1) the lease shall be for a term of 50 years;

(2) the annual rental for the first year will be $312.00. It will be adjusted each year to take into account changes in the Consumer Price Index.

(3) the Church will be liable for any property taxes in the event that any part of the land is not exempt by Provincial law from taxation;

(4) the Church will save the City harmless from all claims arising from the use of the land and will carry public liability insurance in the amount of $500,000.00;

REPORTS (cont'd)

Report No. 78 - Finance and Accounts Committee (cont'd)

9. (cont'd)

(5) the Church may renew the lease at the end of the 50 year period for a further 10 years if the City does not require the land for community purposes. In this event, the City will pay the church the depreciated value which will be calculated by writing off the value of the church buildings over a period of 60 years. If the lease is renewed and the land is not required for community purposes by the City, there may be negotiations for a further extension of the lease.

(6) the Church will use the land and buildings only for religious and recreational purposes and will not sub-let or assign the lease.

CARRIED 11:4
(Ald. Hawkins, Ald. Travers opposed)

10. That, as requested by the Transportation Committee, the sum of $175,00 be provided from "Finance-Contingencies" for the installation of an asphalt pad at the bus stop located at 228 Robert Wallace Drive.

CARRIED

11. That, as requested by the Transportation Committee, the sum of $4,000.00 be provided from "Finance-Contingencies" for the purchase of a Reid's International Tractor, Model 444, Diesel, at a list price of $7,066.00, less trade-in of $3,066.00 making a total of $4,000.00.

(See following Motion)

Moved by Ald. Keenleyside,
Seconded by Ald. McArthur,

That Clause 11, Report No. 78, be amended to provide that a snow bucket attachment for the tractor be purchased at an additional cost of $1,841.00.

CARRIED

Clause 11, as amended, was then considered.

11. That, as requested by the Transportation Committee, the sum of $4,000.00 be provided from "Finance - Contingencies" for the purchase of a Tractor, Model 444, Diesel, from Reid's International Equipment, at a list price of $7,066.00, less trade-in of $3,066.00, making a total of $4,000.00, and further, that a snow bucket attachment for the tractor be purchased at an additional cost of $1,841.00.

CARRIED 11:4

12. As recommended by the Transportation Committee, the account of D. A. Foley Limited in the amount of $11,812.50 for rental of and 8-D 16 dozer at a rate of $35.00 per hour for the period March 12th to April 30th be approved for payment, the department head having certified the account for levelling fill on City owned land west of Lappan's Lane, and that the over expenditure of $5,862.50 be financed as follows:

REPORTS (cont'd)

Report No. 78 - Finance and Accounts Committee (cont'd)

12. (cont'd)

(1) transfer from "Industrial Department - Travelling Account 309-37" to "Capital Expenditures Financed from Current Revenue" $1,600.00;

(2) transfer from "Finance-Contingencies" to"Capital Expenditures Financed from Current Revenue" $4,262.50.

CARRIED

13. That, as requested by the Director General of Yachting and recommended by the Public Works Committee, the City supply 1,000 ft. of snow fence for erection on the "Crawford Wharf", Elevator Bay, for use to control spectators during the Public Spectator Boat boarding time, the sum of $350.00 be provided from the Olympic Capital budget for the purpose of providing, erecting and removing the fence, it being understood that additional funds may be required to purchase new sections of the fence to replace sections that may be returned in unuseable condition.

CARRIED

14. That, as recommended by the Public Works Committee, Contract 76/2W with Bennett Paving and Materials Ltd. be amended to include the widening of the east side of Maitland Street from 181 ft. south of King Street southerly to the end of the street with a 10 ft. pavement and curb at total estimated cost of $3,712.00 plus 5% overhead and actual cost of City supervision, as a charge to the Kingston Yacht Club's $10,000.00 deposit.

CARRIED

15. That the issuing of a building permit to Mr. Marcel Pereira to erect a building on Part of Lot 22, Yonge Street, be ratified since the Public Works Committee has approved the agreement for a drainage system on the property that was a prerequisite to the issuing of a building permit, and further, that the Mayor and Clerk-Comptroller be authorized to sign the agreement with Mr. Pereira for the construction and maintenance of a drainage system satisfactory to the Public Works Committee.

CARRIED

16. That Certificate No. 4 in the amount of $14,989.43 to Emmons & Mitchell be authorized for payment, and Certificate No. 5 in the amount of $2,652.19 releasing the holdback be authorized for payment within 37 days after the payment of Certificate No. 4.

CARRIED

17. That the lease with Mrs. Ruby Shirtliff for Lot 1, Plan 515 (Sewage Treatment Plant Area - Township of Pittsburgh) be renewed for the period of July 1, 1976 to July 1, 1977 for 125 ft. of frontage at $3.92 a ft. with adjustment thereafter annually to include changes in the Consumer Price Index but also being understood that Mrs. Shirtliff will be responsible for the payment of all Township of Pittsburgh taxes.

CARRIED

18. That the account of Travelways Ltd. in the amount of $1,310.50 for bus services to Watertown for "Kingston Day" be authorized for payment.

CARRIED

REPORTS (cont'd)

Report No. 78 - Finance and Accounts Committee (cont'd)

19. That, as recommended by R. P. A. Consultants Limited, the account of Discount Carpet Sales in the amount of $5,829.00 for supply and installation of carpeting in the Restaurant area at the Olympic Site, be authorized for payment.

CARRIED

20. That Certificate No. 1 in the amount of $763.30 to J. Lewin & Co. Inc. be authorized for payment, and Certificate No. 2 in the amount of $134.70 releasing the holdback be authorized for payment within 37 days after the payment of Certificate No. 1.

CARRIED

21. That further to the decision of Council at the meeting held on June 14th, 1976, to purchase 31.2 acres ± of land from Belcourt Construction (Ottawa) Limited at a price of $500,000., subject to certain conditions, the City enter into an agreement with Belcourt Construction as follows:

(1) The City will make application to the Ministry of Housing for a change in the Official Plan to extend the commercial designation of the land owned by the Company and fronting on the Bath Road by an additional depth of 100 feet northerly.

(2) That the City will apply to the Ontario Municipal Board for an amendment to By-Law No. 8499, to rezone the Bath Road frontage of the Belcourt property to a depth of 400 feet as C2 Commercial.

(3) The Company will construct a commercial building with a ground floor area of 80,000 square feet, including the mall plus a second storey containing 12,000 square feet of office space and 460 parking spaces, as shown on the plan presented to the Finance Committee on July 7th, 1976, it being noted that the gas bar must be relocated to conform to the zoning by-law.

(4) That the Company will sell the 31.2 acres ± that are located to the rear of the commercial development for the sum of $500,000.; it being noted that no value is being placed on the 100 foot extension of commercial zoning in this transaction since the owner has agreed to limit his building to the areas set forth in Clause 3 and the additional rezoned area will permit a more spacious development.

(5) That the Company will be authorized to use the existing extension of Queen Mary Road but if it wishes a further extension the Company shall pay all the costs of such extension and shall construct it in accordance with the Ministry of Transportation and Communications and City specifications.

(6) The Company will pay the normal sewer surcharge of 17¢ per square foot that is levied on new commercial buildings but will not be required to make any five per cent contribution in land or money for park purposes as no residential construction is involved.

(7) The City will authorize the Company to make connections to the City sewer

(8) The City will be responsible for obtaining access for the Company across the one foot reserve that is located on the west side of Queen Mary Road so that the Company may have access to Queen Mary Road, as extended.

REPORTS (cont'd)

Report No. 78 - Finance and Accounts Committee (cont'd)

21. (cont'd)

(9) That the City will make every effort to obtain the necessary governmental approvals for the Official Plan change, the zone change, and the capital expenditure of $500,000., but it is understood that the City cannot carry out its undertaking without these approvals.

CARRIED 8:7
(See Recorded Vote)

Ald. Webb requested a Recorded Vote on Clause 21 which was as follows:

YEAS: Mayor Speal, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Miller. (8)

NAYS: Ald. Allmark, Ald. Hawkins, Ald. Matthews, Ald. McArthur, Ald. Timmins, Ald. Travers, Ald. Webb (7)

22. That, subject to the concurrence of the Transportation Committee, in order to provide funds for immediate repairs to the Airport entrance road the following budget amendment be approved:
Airport Revenue - Gasoline Surcharge - Increase by $1,800.00
Expenditures - Roads and Runway Maintenance - Increase by $1,800.00

CARRIED

Mayor Speal withdrew from the Meeting at 10:15 p.m.

Ald. Keyes assumed the Chair.

23. That no action be taken on the following motion of Alderman Gerretsen and Alderman Breen:

WHEREAS a dispute has arisen between the International Olympic Committee and the Federal Government of Canada regarding the accreditation of some of the participants taking part in the Twenty-First Olympiad at Montreal this summer;

AND WHEREAS this dispute may result in the International Olympic Committee withdrawing its Olympic Sanction of the Games;

AND WHEREAS the Games are intended to foster international understandi
brotherhood and sportsmanship amongst all the peoples of the world without regard to race, creed, religion and nationality:

THEREFORE BE IT RESOLVED, that the City of Kingston inform the Federal Government that so long as participants in the Olympics meet the legal requirements for entering into Canada the Federal Government should not interfere and decide what country these athletes represent; and Kingston, as the City where the Sailing Olympic Events will be held, is particularly concerned that the International Olympic Committe
Sanction for the Olympic Events may be lost as the result of political interference by the Federal Government.

LOST 5:9
(See Recorded Vote)
(See following Motion)

REPORTS (cont'd)

Report No. 78 - Finance and Accounts Committee (cont'd)

Ald. Webb requested a Recorded Vote on Clause 23 which was as follows:

YEAS: Ald. Allmark, Ald. Keenleyside, Ald. Keyes, Ald. Miller, Ald. Timmins (5)

NAYS: Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Travers, Ald. Webb (9)

Mayor Speal was absent when the vote was taken.

Moved by Ald. Gerretsen,
Seconded by Ald. Webb,

That Clause 23, Report No. 78, be amended by deleting the first paragraph and inserting the following therefor:

"That the following motion of Alderman Gerretsen and Alderman Breen be endorsed:"

CARRIED

Clause 23, as amended, was then considered.

23. That the following motion of Alderman Gerretsen and Alderman Breen be endorsed:

WHEREAS a dispute has arisen between the International Olympic Committee and the Federal Government of Canada regarding the accreditation of some of the participants taking part in the Twenty First Olympiad at Montreal this summer;

AND WHEREAS this dispute may result in the International Olympic Committee withdrawing its Olympic Sanction of the Games;

AND WHEREAS the Games are intended to foster international understanding, brotherhood and sportsmanship amongst all the peoples of the world without regard to race, creed, religion and nationality:

THEREFORE BE IT RESOLVED, that the City of Kingston inform the Federal Government that so long as participants in the Olympics meet the legal requirements for entering into Canada the Federal Government should not interfere and decide what country these athletes represent; and Kingston, as the City where the Sailing Olympic Events will be held, is particularly concerned that the International Olympic Committee Sanction for the Olympic Events may be lost as the result of political interference by the Federal Government.

CARRIED 8:6

It was further agreed that the Clerk-Comptroller send a Night Letter to the Honourable Allen MacEachen, Secretary of State for External Affairs, notifying him of the foregoing resolution.

REPORTS (cont'd)

Report No. 78 - Finance and Accounts Committee (cont'd)

Mayor Speal returned to the meeting at 10:35 p.m. and resumed the Chair.

24. That, as requested by the Tourist Bureau, $300.00 be transferred from "Salaries" for the purchase of uniforms for the Information Attendants, and further that the Bureau be authorized to make additional transfers within the various classifications so long as they do not exceed the total approved budget amount.

Note: The Province of Ontario is subsidizing a portion of the salaries for tourist information. This will provide surplus funds estimated at $1,000.

CARRIED

25. That, as recommended by Zagrodney Engineering, and required by security, the account of I. J. Vandusen Construction Co. Ltd., in the amount of $500.00 for the installation of a gate, be authorized for payment, as a charge to the Olympic Fencing Budget.

CARRIED

26. That, as recommended by the Public Works Committee,

WHEREAS a sufficiently signed petition has been received for the reconstruction of a 12 inch sanitary sewer in Queen Street from 67 feet west of Barrie Street, 253 feet westerly:

THEREFORE the City proceed under Section 7 of the Local Improvement Act with the construction of the said sewer at a total estimated cost of $11,638.00 - City's Share - $1,658.08

	City's Share -	$1,658.08
	Owner's Share -	$9,979.92
		$11,638.00

and further that necessary funds be provided from the Capital Budget "Local Improvements - Sanitary Sewers".

CARRIED

27. That, as recommended by the Public Works Committee, the following sections of sanitary sewer in Queen Street, which were originally constructed under the Local Improvement Act be reconstructed as a charge to the general rate:

127 feet of sanitary sewer in Queen Street between the manhole at Barrie Street westerly to 67 feet west of Barrie Street and from 253 feet west of Barrie Street westerly to connect to the point where the sewer has recently been reconstructed, at an estimated cost of $5,842.00, and further that the Public Works budget be amended as follows:

	Increase	Decrease
Capital Expenditures financed from current revenue - Queen Street sanitary sewer	$5,842.00	
Capital Expenditures - Drainage - T.V. Inspection of local sewers		$5,842.00

CARRIED

REPORTS (cont'd)

Report No. 78 - Finance and Accounts Committee (cont'd)

28. That, as recommended by the City Negotiating Committee and concurred in by the Kingston Professional Fire Fighters Association, Local No. 498, the 1975 agreement be amended as follows:

(1) A change in the title of the Training Officer, to be mutually agreed upon between the Association and Fire Chief K. Cowdy.

(2) The Grievance and Complaint procedure be changed to provide for a single arbitrator rather than a Board of Arbitration.

(3) Salaries be increased by 10.7 per cent across-the-board for all ranks except a 10.4 per cent increase for the Assistant Deputy Chiefs and the Assistant to the Chief Training Officer.

Note: Calculations by the City Treasurer indicate that the proposed salary increases are within the Anti Inflation Board guidelines but it is understood that their approval will have to be obtain for the increase. However, salary adjustment cheques will be issued as soon as possible.

CARRIED

Respectfully submitted,

(signed) *George N. Speal (Chairman)*
J.P. Gerretsen
B.E. Breen
J.L. Keenleyside
Ken Keyes
G.L. Webb

* * *

UNFINISHED BUSINESS

Ald. Keenleyside said that the members of Legion No. 9 had requested a building permit in May. There was no recommendation to Council on approval of a development control agreement nor was this item on the Planning Board agenda for July 13th, as apparently no staff report had yet been received. Another application had been delayed for 3 months. He said that the City was contravening the Planning Act by not giving a decision within 30 days. He asked the Clerk-Comptroller to check into the procedures.

Ald. Keenleyside suggested that bus service be laid on for the three visiting ships. There may be a crew of 500 men who want to get from Elevator Bay to the stores. Mayor Speal said that the Public Utilities Commission had approved a special bus service to the boats.

Ald. Timmins referred to the amendment to Clause 11 for the purchase of a snow bucket and asked where the money would come from.

Mayor Speal said that the money would come from "Contingencies".

UNFINISHED BUSINESS (cont'd)

Ald. Keyes said that Council was aware that development control would involve delays unless the procedure was streamlined. The proposal for streamlining by delegating authority to the technical staff had been rejected by Council. He was calling a special meeting of the Planning Board to deal with development proposals on July 27th. All developers had received a copy of the development control procedures. All technical people had to make comments. A time limit of 2 weeks has now been put on replies from the Department Heads.

Ald. Keyes asked the Transportation Committee to look at a parking problem in the east end of Johnson Street, and the east side of Ontario Street from Clarence Street to the Steam Museum should have parking meters.

Ald. Webb commended Alvin Armstrong for the survey on public reaction to the Olympics. Only three persons were opposed. Security was costing $9 million to $10 million. An Irish sailor had been stranded on Wolfe Island. He phoned 4 places but could not get help. He had to come back by the Wolfe Island Ferry. It was the duty of people to get behind the Olympics. K.O.P.E.C. was rousing the interest of the citizens. All those associated with the Olympics deserve to be complimented.

Ald. Gerretsen said he echoed the statements of Ald. Webb. Ald. Gerretsen referred to the concerns since 1973 of the drainage of Wallace Place. Citizens attended meetings, staff spent time and consultants tried to resolve problems. The problem was now worse. The swale was not part of the subdivision agreement nor a restrictive covenant in deeds through lack of action by City officials. One person was now filling part of his lot. If others do the same the problem will be back.

Ald. Gerretsen said there was a commitment to remove asphalt at the Olympic Site. The Parks Department has had two years to make recommendations on landscaping. It should be resolved right after the Olympics.

Ald. Breen said that part of the Queen Street paving will be held over to next year as a result of sewer work.

Ald. Hawkins said that following the last Parks and Recreation Committee meeting the Administrator, Aldermen and Chairman had agreed to communicate with the Committee members before taking items to other Committees or Council. This was not done on a $5,000. Finance item for the purchase of a boat for Portsmouth Harbour.

Ald. Mackenzie said Finance had agreed to a report on review of the retainer for the City Solicitor. She requested a report on the 1975/1976 costs of legal services and on the advisability of a full time Solicitor by the next Finance Committee meeting. She wondered about the progress on acquiring the C.N. right-of-way.

Ald. Matthews said that the citizens on Wallace Place had not agreed that a swale would alleviate the problem. Engineers had said that it would. There was an obligation to help them.

Mayor Speal said Council was not involved in the lock-out of the nurses. The City representatives on the Health Unit were handling the item with other Health Unit representatives.

Ald. Webb said the question of a full time solicitor had previously been discussed.

Mayor Speal said he appreciated the assistance received from a Queens University professor in drafting an invitation, in French, to the Mayors of some Quebec municipalities. At least six will be visiting Kingston during the Olympics.

Mayor Speal said that the citizens will be able to go on board two of the destroyers anchored in Kingston Harbour.

UNFINISHED BUSINESS (cont'd)

Mayor Speal said that Fred Schonberger has offered to give a special price on an Olympic poster for presentation by the City to the participating athletes.

Ald. Keyes said that the City had agreed to present special key chains.

Ald. Mackenzie said the key chains were supposed to have been delivered to the Chamber of Commerce for inclusion in a "welcome" package.

Mayor Speal said that the Olympics were a festive time. He said all citizens would have an opportunity to share in the events; that there was something for everyone.

Mayor Speal thanked the members of Council for their co-operation in making the events possible and he hoped all citizens would share in the joy and pride when the Canadian flag was raised at the opening ceremonies.

Ald. Webb said he thought the Mayor should be aware that the Greek Government thought that by letting the Olympic Flame go out momentarily the I.O.C. were departing from the Olympic tradition.

BY-LAWS

Council consented to the amendment of By-Law 1 to delete the provisions of Clause 4, Report No. 74, as a separate By-Law was added for this clause.

Council consented to the addition of By-Laws 8, 9 and 10, for presentation to Council.

By-Laws 9 and 10 were presented for First and Second Readings, rather than for Third Reading.

ALL BY-LAWS WERE PASSED UNANIMOUSLY EXCEPT FOR THE FOLLOWING:

By-Law 5 was LOST ON THIRD READING.

Ald. Webb was opposed to By-Law 8.

(a) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Laws 1, 2 and 8 to 10 be given their first and second readings.

CARRIED

(b) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 1, 2 and 8 their third reading.

CARRIED

BY-LAWS (cont'd)

(c) Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That By-Laws 1 to 4 and 6 to 8 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 3 and 5, Report No. 74)

(THREE READINGS) (PROPOSED NO. 8878)
Clauses 3 & 5, Report No. 74, 1976

CARRIED AS AMENDED

(2) A By-Law to Confirm the Proceedings of Council at its Meeting Held July 12, 1976

(THREE READINGS) (PROPOSED NO. 8879)
City Council Meeting No. 16

(3) A By-Law to Authorize the Execution of a Subdivision Agreement With Dacon Corporation Limited (21.6 Acres - Area Westerly End of Nickle Avenue)

(THIRD READING) (PROPOSED NO. 8371)
Clause 6, Report No. 42, 1975

(4) A By-Law to Authorize the Execution of an Agreement With Dacon Corporation Limited (Subdivision Agreement - Southeast Corner of Sutherland Drive and Folger Street)

(THIRD READING) (PROPOSED NO. 8683)
Clause 6, Report No. 121, 1975

(5) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 4, Report No. 69)

(THIRD READING) (PROPOSED NO. 8874)
Clause 4, Report No. 69, 1976

LOST 7:8

(6) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 4, 7 and 9, Report No. 69)

(THIRD READING) (PROPOSED NO. 8875)
Clauses 7 & 9, Report No. 69, 1976

BY-LAWS (cont'd)

(7) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for The Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 7, Report No. 69)

(THIRD READING) (PROPOSED NO. 8876)
Clause 7, Report No. 69, 1976

(8) A By-Law to Close a Portion of Montreal Street for a Certain Period

(THREE READINGS) (PROPOSED NO. 8880)
Clause 4, Report No. 74, 1976

CARRIED 14:1
(Ald. Webb opposed)

(9) A By-Law to Authorize the Reconstruction of a 12 Inch Sanitary Sewer in Queen Street, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(FIRST AND SECOND READING) (PROPOSED NO. 8881)
Clause 26, Report No. 78, 1976

(10) A By-Law to Authorize the Reconstruction of a Sanitary Sewer in Queen Street (General Rate)

(FIRST AND SECOND READING) (PROPOSED NO. 8882)
Clause 27, Report No. 78, 1976

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Keyes,

That the sympathy of Council be extended to the family of the late Honourable Ross MacDonald, Former Lieutenant Governor of Ontario.

CARRIED

(2) Moved by Ald. Hawkins,
Seconded by Ald. Keenleyside,

That Council do now adjourn.

CARRIED

Council adjourned at 11:20 P.M.

(signed) *T.J. McKibbin,*
Clerk-Comptroller.

(signed) *George N. Speal,*
Mayor.

Local Govt.

CITY COUNCIL MEETING NO. 17

Minutes of a Special Meeting of City Council, summoned by the Mayor, Was Held in the Council Chamber at City Hall on Thursday, July 29, 1976, at 5:15 P.M.

Moved by Ald. Keyes, Seconded by Ald. Breen, and Carried, that the change in the date of the Special Council meeting from Wednesday, July 28, 1976, at 5:00 P.M., to Thursday, July 29, 1976, at 5:15 P.M., be ratified.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French (arrived at 5:45 p.m.), Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers, Ald. Webb (14)

REPORTS

Ald. Keyes presented Report No. 79 of the City of Kingston Planning Board as follows:

Council consented to:

(a) the deletion of Clauses 11 to 23, as printed on the Agenda, and the substitution therefor of Clauses 11 to 23 which were distributed; and

(b) the amendment of Clause 22 by deleting the words "zone change" and substituting therefor the words "revisions in the regulations".

Moved by Ald. Keyes, Seconded by Ald. Miller, that Report No. 79 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 79

July 13, 1976

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

Mayor Speal declared a Conflict of Interest in Clauses 1, 2 and 3 of Report No. 79, and abstained from voting and dicussion because his law firm acted for one of the parties.

1. WHEREAS the City of Kingston wishes to provide a site suitable for the development of a 103 unit Senior Citizen apartment building in the block bounded by Rideau, Barrack, Bagot and Ordnance Streets; and

   WHEREAS this site is within the Neighbourhood Improvement Program area and was recommended for this use in the Redevelopment Plan for this area; and

REPORTS (cont'd)

Report No. 79 - City of Kingston Planning Board (cont'd)

1. (cont'd)

WHEREAS Ontario Housing Corporation has agreed to provide for this development; and

WHEREAS that it is possible to modify the zoning by-law requirements in regard to regulations as the site is subject to development control; and

PROVIDED that Ontario Housing Corporation agrees to accept height restrictions in addition to the provisions under development control;

THEREFORE BE IT RESOLVED that By-Laws be presented to Council as follows:

(A) to amend the Official Plan of the City of Kingston by adding the following as Section 5 (54A) to the policies for Specific Area No. 4,

"Notwithstanding the policies for Specific Area No. 4 a Senior Citizen apartment project may be located on the 0.96 acre parcel of land at the south west corner of Rideau and Ordnance Streets and extending through to Bagot Street, in accordance with the provisions for high density residential development as set out in this plan."

(B) to amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston, as follows:

(i) by amending Zoning Map No. 18 so as to rezone the approximately 0.96 acre parcel of land located at the south west corner of Rideau and Ordnance Streets, as shown on a copy of Zoning Map No. 18 which is attached hereto as Schedule "A", from A (one and two family) Residential to B3.124 (multiple family) Residential.

(ii) by adding as Section 124 the following:

"124. On the approximately 0.96 acre parcel of land located at the south west corner of Rideau and Ordnance Streets and designated B3.124 on a copy of Zoning Map No. 18 attached to and forming part of By-Law No 8884 as Schedule "A".

(a) The permitted uses shall only include a 103 unit Senior Citizens apartment development and accessory buildings and uses thereto,

(b) there shall be no regulations regarding;
i. Minimum Front Yard
ii. Minimum Side Yards
iii. Minimum Rear Yards
iv. Line of Corner Buildings
v. Maximum Percentage of Lot Occupancy
vi. Maximum Density
vii. Play Space and Amenity Areas.

REPORTS (cont'd)

Report No. 79 - City of Kingston Planning Board (cont'd)

1. (cont'd)

AND FURTHER that the conveyance of land or cash in lieu in accordance with the provisions of Section 35 (b) of The Planning Act not be required;

AND BE IT FURTHER RESOLVED that Planning Board will hold a public meeting with respect to the plans for development of this site when such plans are submitted for Development Control approval.

CARRIED 13:0
(Mayor Speal Abstained)

2. That Council does hereby certify that By-Law No. 8884, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 0.96 acre southwest corner of Rideau and Ordnance Streets from A (one and two family) Residential to B3.124 (multiple family) Residential)," is in conformity with the Official Plan approved and in force in the City of Kingston and Official Plan Amendment No. 85, which has not yet been approved by the Minister.

CARRIED 13:0
(Mayor Speal Abstained)

3. WHEREAS it is desirable to construct, as soon as possible, a senior citizen apartment building at Bagot and Barrack Streets; and

WHEREAS the Public Utilities Commission advises that the existing water distribution network in the area is not adequate to supply sufficient water for fire protection for this development and that there is no provision in their five year Capital Budget for construction of the necessary watermain; and

WHEREAS the Commission advises that the project could be serviced by the construction of a 12-inch watermain from Montreal Street to the site across the south boundary of Artillery Park at an estimated cost of $24,000.00; and

WHEREAS money is available from the Municipal Incentive Grant Program "for the specific purpose of assisting in the production of housing",

THEREFORE BE IT RESOLVED that it be recommended to Council that the Public Utilities Commission be requested to extend a 12-inch watermain from Montreal Street across Artillery Park to the site of the proposed senior citizens project at Bagot and Barrack Streets with the estimated cost of $24,000. to be borne by the City and recovered from the Municipal Incentive Grant Program.

CARRIED 13:0
(Mayor Speal Abstained)

4. WHEREAS By-Law No. 8825, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 0.1 Acre west side of Montreal Street south of Hickson Avenue from M6 to M7) (Kingston Home Bakery - 774 Montreal Street), has been given three readings by Council and notice has been advertised and sent to the affected property owners; and

WHEREAS one letter objecting to this by-law has subsequently been received and considered by Planning Board; and

REPORTS (cont'd)

Report No. 79 - City of Kingston Planning Board (cont'd)

4. (cont'd)

WHEREAS Planning Board has re-affirmed its decision approving the zone change;

THEREFORE BE IT RESOLVED that Council re-affirm its decision of April 26, 1976 as contained in Clause 8, Report No. 46.

CARRIED

5. WHEREAS plans have been submitted by Children's Aid Society, City of Kingston, for renovations to the existing two storey structure located at 329 Johnson Street; and

WHEREAS the plans have been examined and recommended for approval by the Technical Planning Committee; and

WHEREAS Planning Board concurs in the recommendation for approval;

THEREFORE BE IT RESOLVED that the following plans dated June 1976, prepared by Dominick, Thompson, Laframboise and Mallette, Architects, be approved:

Plan A-1	*Ground Floor and Site Plan*
Plan A-2	*Second Floor Plan.*

CARRIED

6. WHEREAS plans have been submitted by Greenwood Brothers Limited for the construction of a new three-storey, 41 ft. high structure for use by the Royal Canadian Legion to be located at the southeast corner of Barrack and Wellington Streets; and

WHEREAS the plans have been examined and recommended for approval by the Site Plan and Technical Planning Committees; and

WHEREAS Planning Board concurs in the recommendation for approval;

THEREFORE BE IT RESOLVED that the following plans dated June 1976, prepared by Dominick, Thompson, Laframboise and Mallette, Architects:

Drawing No. A1 - Site Plan
Drawing No. A3 - Level 1, Floor Plan
Drawing No. A4 - Level 2 & 3, Floor Plans
Drawing No. A6 - Elevations, Building Section AA
Drawing No. A7 - Elevations, Building Section BB

be approved, subject to the condition that the applicant submits a detailed landscaping plan for approval by the City within one year.

CARRIED

7. That the conveyance of cash equal in value to 5 per cent of the market value of the land with respect to the application for a building permit to alter a two-storey building at 160 Bagot Street by Mr. Ed. Bak be approved.

CARRIED

REPORTS (cont'd)

Report No. 79 - City of Kingston Planning Board (cont'd)

8. That the account of Smith & Smith, Ontario Land Surveyors, in the amount of $750.00 for research, field survey, calculations, drawing sketch and preparing descriptions, be approved for payment.

CARRIED

9. That the account of De Leuw Cather Canada Limited in the amount of $3,828.57 (NIP Traffic Study) be approved for payment.

CARRIED 11:3
(Ald. Hawkins, Ald. Keenleyside, Ald. McArthur Opposed)

10. That officials from the Township of Kingston, the Ministry of the Environment and the Conservation Authority be invited to hold a joint meeting with the City to discuss the proposal of a joint flood plain survey of the Little Cataraqui Creek.

CARRIED

11. WHEREAS plans have been submitted by Mrs. Adrianne Baldwin for the construction of a Viceroy Built (Precut) single family residence to be located at 84B Beverley Street; and

WHEREAS the plans have been examined and recommended for approval by the Site Plan, Technical Planning and Local Architectural Conservation Advisory Committees; and

WHEREAS Planning Board concurs in the recommendation for approval;

THEREFORE BE IT RESOLVED that the following plans prepared by Viceroy Construction Company Limited:

Sheet No. 1 - Front Elevation - Dec./74
Sheet No. 2 - Basement Plan - Nov./74
Sheet No. 3 - Main Floor Plan - Dec./74, revised Apr.June/75
Sheet No. 4 - Second Floor Plan - Dec./74
Sheet No. 5 - Section AA - Dec./74, revised Apr./75
Sheet No. 6 - Left Side Gables - Dec./74, revised Apr./75
Sheet No. 7 - Right Side Gables - Dec./74, revised Apr./75
Sheet No. 8 - Roof Layout and Rafters - Dec./74, revised Apr./75
Sheet No. 9 - Structural Details - Dec./74, revised Apr./75
Sheet No. 10 - Right Side Elevation - Nov./74
Sheet No. 11 - Skeleton Framing of Living Room Rear Wall - Dec./74, revised Apr./75

be approved, subject to the condition that the applicant agrees to submit a detailed landscaping plan for approval by the City.

CARRIED

REPORTS (cont'd)

Report No. 79 - City of Kingston Planning Board (cont'd)

July 27, 1976

12. WHEREAS plans have been submitted by N. White & Sons Ltd. for the construction of three identical twenty-four unit, three storey apartment structures to be located on the south side of Conacher Drive; and

WHEREAS the plans have been examined and recommended for approval by the Technical Planning and Site Plan Committees; and

WHEREAS Planning Board concurs in the recommendation for approval;

THEREFORE BE IT RESOLVED that the following plans prepared by N. White & Sons Construction Ltd.:

Plan #4, Elevations, Jan. 30, 1976
Site Plan, Humphries & Burgham, June 11, 1976, Revised June 30/76
Plan #2, Foundation Plan, Ground Floor Plan and Balcony Details, January 30, 1976

Plan #3, First and Second Floor Plan, January 30, 1976
Plan #5, Typical Suites, January 30, 1976
Add. #1, Curb Details, February 16, 1976

be approved, subject to the condition that the applicants enter into a development agreement which includes the following conditions:

(a) that the width of the following interior roads as shown on the site plan be increased from 18' to 20' for fire access;

(i) that portion of the boundary loop road from parking space #1 adjacent to the westerly building to parking space #20 adjacent to the easterly building;

(ii) the north-south road adjacent to the west wall of the centre building;

(b) that the preferred method of garbage collection is pickup from the interior loop road at three suitably located pads in the interior of the project provided that the access routes are suitably maintained and are kept free from obstructions including accumulation of snow;

(c) that water service shall be from the existing watermain on Conacher Drive. Services shall be at the developers cost in accordance with the Public Utilities Commission requirements. Fire protection shall be in accordance with the Commissions requirements;

(d) that electrical supply will be from the existing overhead lines along the south boundary of the site and will be at either primary or secondary voltage depending on whether or not electric heat is used. All supplies shall meet the requirements of the Public Utilities Commission;

REPORTS (cont'd)

Report No. 79 - City of Kingston Planning Board (cont'd)

12. (cont'd)

(e) *that landscaping plans be submitted to the City within one year of the signing of this agreement and that the landscaping be in place within one year of the completion of the building;*

(f) *that development shall be in conformity with the above listed plans.*

CARRIED

13. WHEREAS plans have been submitted by Headway Corporation Ltd., for the construction of three, six storey, eighty-nine unit apartment buildings to be located on Compton Street; and

WHEREAS the plans have been examined and recommended for approval by the Technical Planning and Site Plan Committees; and

WHEREAS Planning Board concurs in the recommendation for approval;

THEREFORE BE IT RESOLVED that the following plans prepared by Kembel-Ward Associates Ltd.:

Plan #1 - Grading & Landscape Plan, Site Development and Setting Out Plan, Legend and Tot Lot Fitments - March 29, 1976

Plan #3 - Typical Central Core and Main Floor Plan - June 1976

Plan #6 - Elevations - June 15, 1976

Plan #7 - Elevations Section - June 15, 1976

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

(a) *that there be two 8" diameter water services and three fire hydrants on the site;*

(b) *that electrical supply be a looped underground feed from overhead lines located on the north property line and on Weller Avenue;*

(c) *that garbage disposal arrangements be to the satisfaction of the City;*

(d) *that the maintenance storage garage as shown on Plan #1 be relocated to a less conspicuous location;*

(e) *that the landscaping be in place within one year of the completion of the building.*

REPORTS (cont'd)

Report No. 79 - City of Kingston Planning Board (cont'd)

13. (cont'd)

(f) *the relocation of the tot lot at the west end of building #2 to a location between buildings #1 and #2 together with the elimination of the asphalt driveway from Compton Street;*

(g) *redesign of the penthouse structure to achieve a more aesthetic appearance;*

(h) *removal of the vertical corbels located in the blank wall areas;*

(i) *the alcove walls around the balconies should be of a lighter colour than the colour of the main structure;*

(j) *relocation of the parking area north of building #2 to a point south-east of building #2 subject to the approval of the Committee of Adjustment.*

(k) *that the development be in conformity with the above listed plans.*

CARRIED

14. WHEREAS plans have been submitted by F.J. & C.C. Gurnsey for the construction of a one-storey, 16,412 sq. ft. shopping centre to be located on Princess Street (south side - west of Portsmouth Avenue); and

WHEREAS the plans have been examined and recommended for approval by the Technical Planning and Site Plan Committees; and

WHEREAS Planning Board concurs in the recommendation for approval;

THEREFORE BE IT RESOLVED that the following plans prepared by Kehoe Construction Co.:

Plan 1 A - Plot Plan and Site Services, 4.5.76
Plan 1 B - Site Plan, June, 1976
Plan 3 - Elevations and Sections, 4.5.76

be approved, subject to the applicants entering into a development agreement which shall include the following conditions:

(a) *that there be an 8" diameter water service and one fire hydrant on the site;*

(b) *that electrical supply be underground from the overhead line on Princess Street to a pad mount transformer at the rear of the building, with the owner providing ducts, transformer pad, transformer cost differential and partial cable costs;*

(c) *that the sanitary sewer connection be to the existing manhole on Princess Street or to a new manhole;*

(d) *that there be no vehicular access to Howard Crescent;*

REPORTS (cont'd)

Report No. 79 - City of Kingston Planning Board (cont'd)

14. (cont'd)

(e) that entrances and exits be in accordance with By-Law #10 and additional details on these should be submitted for City approval;

(f) that plans showing all roof structures such as air conditioning units be submitted for City approval;

(g) that wall materials and colours for the rear of the building be submitted for City approval;

(h) that plans of all ground signs be submitted for City approval;

(i) that landscaping plans be submitted to the City within one year of the signing of this agreement and that the landscaping be in placerwithin one year of the completion of the building;

(j) that development be in conformity with the above listed plans.

CARRIED

15. That it be reported to Council that the following resolution was lost by a vote of 0:8:

WHEREAS the City of Kingston has negotiated the purchase of certain lands located north of Bath Road and west of Queen Mary Road as extended from Belcourt Construction Co. (Ottawa) Ltd.; and

WHEREAS Council has agreed to rezone an approximately 2.3 acre parcel of land to be retained by Belcourt Construction Co. (Ottawa) Ltd., from B1.110 (Multiple Family) Residential to C2 Commercial;

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend By-Law 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston by amending Zoning Map No. 22 so as to rezone the approximately 2.3 acre parcel of land located north of Bath Road and east of Queen Mary Road as extended as shown on a copy of Zoning Map No. 22 attached hereto as Schedule 'A', from zone B1.110 (Multiple Family) Residential to zone C2 Commercial.

REFERRED TO THE FINANCE AND ACCOUNTS COMMITTEE
(See Following Motion)

Moved by Ald. Keyes,
Seconded by Ald. Timmins,

That Clause 15, Report No. 79, be referred to the Finance and Accounts Committee.

CARRIED 12:2
(Ald. Travers, Ald. Webb opposed)

REPORTS (cont'd)

Report No. 79 - City of Kingston Planning Board (cont'd)

Ald. Allmark declared a Conflict of Interest in Clauses 16 and 17, Report No. 79, and abstained from discussion and voting.

16. WHEREAS in order to implement the Neighbourhood Improvement Area program the City has acquired property owned by Friendship Construction Company on Carlisle Street for park purposes; and

WHEREAS Council has agreed to sell to Friendship Construction Company a parcel of land consisting of approximately 0.8 acres located north of Railway Street east of Division Street; and

WHEREAS Council has also agreed to rezone the subject property from M6 to M7 Industrial in order to permit the relocation of this business;

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend By-Law 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston by amending Zoning Map No. 15 so as to rezone the approximately 0.8 acre parcel of land located north of Railway Street east of Division Street as shown on a copy of Zoning Map No. 15 attached hereto as Schedule 'A', from zone M6 Industrial to M7 industrial.

CARRIED 13:0
(Ald. Allmark abstained)

17. That Council does hereby certify that By-Law No. 8886 ,"A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 0.8 acre north of Railway Street east of Division Street from M6 Industrial to M7 Industrial)", is in conformity with the Official Plan approved and in force in the City of Kingston.

CARRIED 13:0
(Ald. Allmark abstained)

Moved by Ald. Keyes,
Seconded by Ald. Mackenzie,

That Rule 27 be suspended to permit consideration of a re-consideration motion that did not appear on the Agenda.

CARRIED 14:0

Moved by Ald. Keyes,
Seconded by Ald. Mackenzie,

That the passing of By-Law No. 8866 by Council on June 14, 1976, be reconsidered.

CARRIED 14:0

REPORTS (cont'd)

Report No. 79 - City of Kingston Planning Board (cont'd)

18. WHEREAS Zoning By-Law 8866 passed by Council on June 14, 1976 allows the property at 209 Nelson Street, which is located in a residential zone, to be used for parking in conjunction with a restaurant (other than a drive-in or takeout delivery type of restaurant) to be located at 635 - 637 Princess Street, within the commercial zone; and

WHEREAS the owner of the property, Mario Gencarelli, subsequently purchased the adjacent property at 629 - 631 Princess Street which is also located within the commercial zone; and

WHEREAS the owner now proposes that the takeout delivery type restaurant use and a hairdressing business would continue; and

WHEREAS the Committee of Adjustment has granted a minor variance for a reduction of parking requirements for a restaurant, all within the commercial zone; and

WHEREAS Planning Board is of the opinion that retention of the takeout delivery type restaurant is not appropriate for the site and that the variance granted by the Committee of Adjustment is not minor;

THEREFORE BE IT RESOLVED that By-Law 8866, A By-Law to Amend By-Law 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston, (Rezone property on Nelson and Princess Streets from A to A.123 and from C to C.123), be rescinded,

AND FURTHER BE IT RESOLVED that the decision of the Committee of Adjustment be appealed if a new rezoning application is not received from Mr. Gencarelli.

NOTE: An application has been received July 29, 1976.

CARRIED

19. That the Little Cataraqui Region Conservation Authority be requested to undertake an "In House" Study of the entire Little Cataraqui Valley area which shall include studies that have already been done as well as a view to the potential future of the Valley that the City and the Authority would foresee.

CARRIED

20. That the Mayor of the City of Kingston be requested to head a delegation to meet with the appropriate provincial ministers with respect to participation by the Province through the appropriate authorities to purchase, in cooperation with the City, some of the floodplain areas in the Little Cataraqui Valley as well as the peripheral lands, and further, that the City request clarification of the policies of filling and development of the floodplain areas.

CARRIED

21. That with respect to the application for 5 per cent conveyance of land or cash for park purposes for Mississauga Apartments (Kingston) Limited, (Land South of Princess Street in the Little Cataraqui Creek Area) that the City continue to recognize By-Law 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston, and to negotiate with the developer as to the exchange of lands required in accordance with By-Law 8499 and the increased density on the present holdings.

CARRIED

REPORTS (cont'd)

Report No. 79 - City of Kingston Planning Board (cont'd)

22. WHEREAS By-Law No. 8725, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Revise Provisions in "C" Commercial Zone - Minimum Front Yard, Side Yard and Rear Yard and Maximum Percentage of Lot Coverage; Inner Courts; Outer Courts; Revise Application of By-Law Section; Revise General Provision for Accessory Buildings; Off-Street Vehicle Parking Facilities in "C" Commercial Zone; Delete General Provisions for Corner Lots; Revise Provisions in "P" General Recreation Park Zone - Minimum Front, Side and Rear Yards; Revise Provisions in "P1" Recreation Building Zone - Minimum Front, Side and Rear Yards; Revise Permitted Uses in "C2" Arterial Commercial Zone)," has been given three readings by Council and notice has been advertised; and

WHEREAS five letters and a petition objecting to this by-law have subsequently been received and considered by Planning Board; and

WHEREAS Planning Board has re-affirmed its decision approving the revisions in the regulations subject to the recommendation of the Parks and Recreation Committee to revise the regulations for the "P" and "P1" zones;

THEREFORE BE IT RESOLVED that Council re-affirm its decision of January 26, 1976, as contained in Clause 3, Report No. 7, provided that By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston, is further amended as follows:

1. *By amending Zoning Map No. 7, 15, 16, 17, 21, 22, 27, 28, and 31 so as to rezone those municipal parks commonly referred to as City Park, Cricket Field, McCullough Park, Shannon Park, Cataraqui Park and Lake Ontario Park, all as shown on Zoning Map Nos. 7, 15, 16, 17, 21, 22, 27, 28 and 31 which are attached hereto as Schedules A, B, C, D, E, F, G, H, and I, from zones P (General Recreation Park) and P1 (Recreational Building Zone) to zones P.126 and P1.126.*

2. *By adding as Section 126 the following:*

"126. On those municipal parks commonly referred to as City Park, Cricket Field, McCullough Park, Shannon Park, Cataraqui Park and Lake Ontario Park and designated P.126 and P1.126 on copies of Zoning Map No. 7, 15, 16, 17, 21, 22, 27, 28 and 31 attached to and forming part of By-Law No. 8891 *as Schedules A, B, C, D, E, F, G, H and I, the Minimum Front, Side and Rear Yards from any street line or from any property line shall be 50 feet, except that there shall be no Minimum Front, Side and Rear Yard requirements for wading pools, boat houses, boat launching and hoisting equipment, public washrooms, service buildings, park furniture and existing structures or buildings."*

REPORTS (cont'd)

Report No. 79 - City of Kingston Planning Board (cont'd)

22. (cont'd)

3. *By adding the following to Section 32.3(b):*

"Except that there shall be no Minimum Front, Side and Rear Yard requirements for wading pools, boat houses, boat launching and hoisting equipment, public washrooms, service buildings, park furniture and existing structures or buildings."

4. *By adding the following to Section 33.3(b):*

"Except that there shall be no Minimum Front, Side and Rear Yard requirements for wading pools, boat houses, boat launching and hoisting equipment, public washrooms, service buildings, park furniture and existing structures or buildings."

CARRIED AS AMENDED

23. That Council does hereby certify that By-Law No. 8891, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning), By-Law of the Corporation of the City of Kingston (Rezone Certain Municipal Parks from P (General Recreation Park) and P1 (Recreational Building Zone) to zones P.126 and P1.126)", is in conformity with the Official Plan approved and in force in the City of Kingston.

CARRIED

Respectfully submitted,

(signed) *K. Keyes (Chairman)*
Judith Mackenzie
K.W. Matthews
Lois Miller
D.G. Timmins

* * *

Council consented to the addition of Report No. 79(A) of the Finance and Accounts Committee for presentation to Council.

Ald. Keyes presented Report No. 79(A) of the Finance and Accounts Committee as follows:

Moved by Ald. Keyes, Seconded by Ald. Breen, that Report No. 79(A) of the Finance and Accounts Committee be received and adopted.

REPORT NO. 79(a)

July 29, 1976

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

REPORTS (Cont'd)

Report No. 79(A) - Finance and Accounts Committee (cont'd)

1. That, as concurred in by the Government of the Province of Ontario, the budget of $25,000.00 for the joint celebration for the competitors of the 1976 Olympic Yachting Competitions at Old Fort Henry sponsored by the Province and the City of Kingston on Friday, July 23, 1976, be approved, and that the City Treasurer be authorized to pay accounts for the Giant Barbeque, refreshments, transportation and entertainment when approved by the appropriate official; further, that the sum of $12,500.00 be transferred from "Contingencies" to "Yachting Competitions - Celebration" to cover the City's costs of the event.

CARRIED

Respectfully submitted,

(signed) *George N. Speal* (*Chairman*)
B.E. Breen
J.L. Keenleyside
K. Keyes
G.L. Webb

* * *

BY-LAWS

Council consented to:

(a) the WITHDRAWAL of By-Laws 3, 5 and 6 from presentation to Council;

(b) the amendment of By-Law 4 by deleting the figures "18" and substituting therefor the figures "16"; and

(c) the addition of By-Laws 9 and 10 for presentation to Council.

ALL BY-LAWS WERE PASSED UNANIMOUSLY EXCEPT FOR THE FOLLOWING:

Mayor Speal abstained from voting on By-Laws 1 and 2.

Ald. Allmark abstained from voting on By-Law 4.

Ald. Hawkins was opposed to By-Law 4.

(a) Moved by Ald. French,
Seconded by Ald. Breen,

That By-Laws 1, 2, 4, 7, 9 and 10 be given their first and second reading.

CARRIED

(b) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 1, 2, 4, 7, 9 and 10 their third reading.

CARRIED

BY-LAWS (cont'd)

(c) Moved by Ald. Webb,
Seconded by Ald. French,

That By-Laws 1, 2, 4 and 7 to 10 be given their third reading.

CARRIED

(1) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 85: Provide for a Senior Citizen Apartment Building to be Located at the Southwest Corner of Rideau and Ordnance Streets, and Extending through to Bagot Street)

(THREE READINGS) (PROPOSED NO. 8883)
Clause 1(A), Report No. 79, 1976

CARRIED 13:0
(Mayor Speal Abstained)

(2) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.96 Acre Southwest Corner of Rideau and Ordnance Streets from A (one and two family) Residential to B3.124 (multiple family) Residential)

(THREE READINGS) (PROPOSED NO. 8884)
Clause 1(B), Report No. 79, 1976

CARRIED 13:0
(Mayor Speal Abstained)

(3) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 2.3 Acre North of Bath Road and East of Queen Mary Road as Extended from B1.110 (Multiple Family) Residential to C2 Commercial)

(THREE READINGS) (PROPOSED NO. 8885)
Clause 16, Report No. 79, 1976

WITHDRAWN

(4) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.8 Acre North of Railway Street East of Division Street from M6 Industrial to M7 Industrial)

(THREE READINGS) (PROPOSED NO. 8886)
Clause 16, Report No. 79, 1976

CARRIED AS AMENDED 12:1
(Ald. Allmark abstained; Ald. Hawkins opposed)

(5) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 86: Recognize the Existing Kingston Yacht Club located on Approximately 3.5 Acre Area of Land and Water between Maitland and Simcoe Streets)

(THREE READINGS) (PROPOSED NO. 8887)
Clause 20(A), Report No.79, 1976

WITHDRAWN

(6) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 3.5 Acre Located Between Maitland and Simcoe Streets, South of King Street from A (one and two family) Residential and OS3 Harbour Open Space to P2.127 Water-Area Park)

(THREE READINGS) (PROPOSED NO. 8888)
Clause 20(B), Report No. 79, 1976

WITHDRAWN

BY-LAWS (cont'd)

(7) A By-Law to Confirm the Proceedings of Council at Its Meeting Held July 28, 1976

(THREE READINGS) (PROPOSED NO. 8889)
City Council Meeting No. 17

(8) A By-Law to Authorize the Execution of an Amending Agreement With Terraceview Holdings Limited (Subdivision: Former Crestview No. 2 - Area Highway 401 and Montreal Street)

(THIRD READING) (PROPOSED NO. 8428)
Clause 7, Report No. 53, 1975, and
Clause 14(3), Report No. 69, 1975.

(9) A By-Law to REPEAL By-Law No. 8866, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Rezone Property on Nelson and Princess Streets from A to A.123 and from C to C.123)"

(THREE READINGS) (PROPSSED NO. 8890)
Clause 18, Report No. 79, 1976

(10) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone Certain Municipal Parks from P (General Recreation Park) and P1 (Recreational Building Zone) to Zones P.126 and P1.126)

(THREE READINGS) (PROPOSED NO. 8891)
Clause 22, Report No. 79, 1976

MOTIONS

(1) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Council do now adjourn.

CARRIED

Council adjourned at 6:10 P.M.

(signed) *T.J. McKibbin,*
Clerk-Comptroller.

(signed) *George N. Speal,*
Mayor.

(L.S.)

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